

KFM House journal of the 32nd legislative  
9018 assembly 1951

.A2  
1951  
32nd

Montana State Library



3 0864 1007 0255 7

S 214



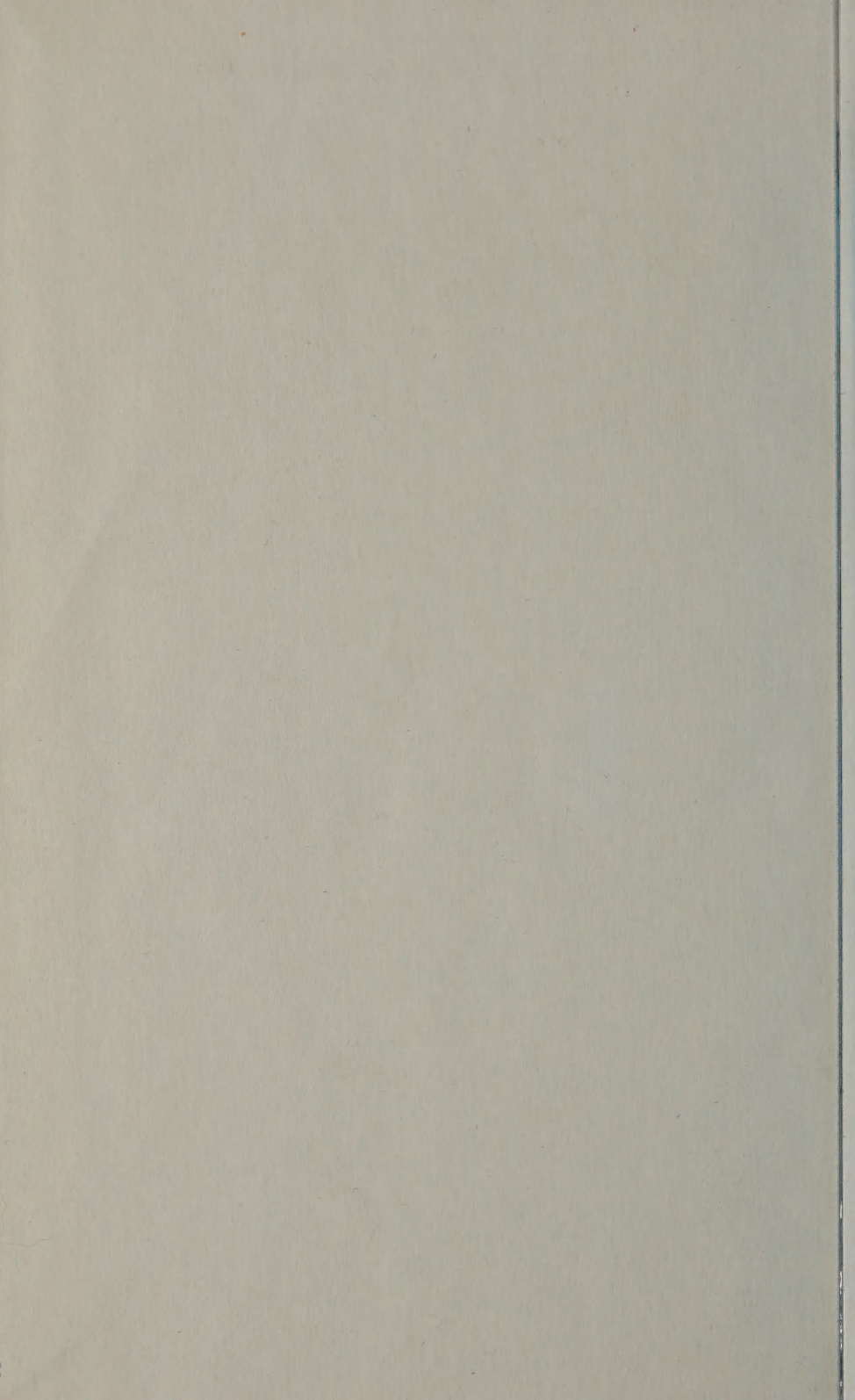














House Journal

1 (H)

MONTANA LEGISLATIVE COUNCIL  
LIBRARY  
HOUSE JOURNAL

OF THE

# Thirty-second Legislative Assembly

OF THE

STATE OF MONTANA

---

Held at Helena, the Seat of the Government of Said State,  
Commencing January 1, 1951, and  
Ending March 1, 1951

LEWIS R. KNOX,  
Chief Clerk.

DELLA COBETTO,  
Journal Clerk.

---

PUBLISHED BY AUTHORITY





MONTANA LEGISLATIVE COUNCIL  
LIBRARY

# HOUSE JOURNAL

OF THE

## Thirty-second Legislative Assembly

OF THE

STATE OF MONTANA

---

Held at Helena, the Seat of the Government of Said State,  
Commencing January 1, 1951, and  
Ending March 1, 1951

LEWIS R. KNOX,  
Chief Clerk.

DELLA COBETTO,  
Journal Clerk.

---

PUBLISHED BY AUTHORITY

---

STATE PUBLISHING CO., HELENA, MONT.





# OFFICERS AND MEMBERS

OF THE

## Thirty-second Legislative Assembly of the State of Montana 1951

JOHN W. BONNER, GOVERNOR

Paul Cannon, Lieutenant Governor and President of the Senate

Ory J. Armstrong, Speaker of the House

Thomas M. Ross, President Pro Tem of the Senate

### Members of Senate

NAME	Residence	County	Politics
Anderson, Dr. Evon L.	Fort Benton	Chouteau	Republican
*Anderson, Le Roy H.	Conrad	Pondera	Democrat
*Angstman, Jess L.	Havre	Hill	Democrat
*Aronson, J. Hugo	Cut Bank	Glacier	Republican
*Balgord, O. P.	Lavina	Golden Valley	Republican
Bovey, Charles A.	Great Falls	Cascade	Democrat
Bristow, W. F.	Townsend	Broadwater	Democrat
*Brown, Chas. W.	Terry	Prairie	Independent
Busch, L. W.	Baker	Fallon	Republican
Cole, Kenneth	Winnett	Petroleum	Republican
Cotton, Robert S.	Glasgow	Valley	Democrat
*Cremer, Leo J.	Shawmut	Sweet Grass	Independent
Dahl, Andrew	Dagmar	Sheridan	Democrat
Duncan, Philip C.	Whitehall	Jefferson	Democrat
*Ebert, Oliver	Wh. Sul. Springs	Meagher	Republican
Ettien, Chan	Philipsburg	Granite	Democrat
Evans, Troy	Butte	Silver Bow	Republican
*Gosman, George M.	Dillon	Beaverhead	Republican
Gardner, C. E.	Boyes	Carter	Republican
Harken, R. C.	Forsyth	Rosebud	Democrat
Hibbs, Rex	Billings	Yellowstone	Republican
*Hofland, J. M.	Circle	McCone	Democrat
*James, David F.	Joplin	Liberty	Democrat
†Johnson, Theodore J.	Lindsay	Dawson	Democrat
Keller, Webster	Fishtail	Stillwater	Democrat
*Kelly, Ray	Polson	Lake	Democrat
Larson, Glenn H.	Thompson Falls	Sanders	Republican
*Lehrkind, Carl, Jr.	Bozeman	Gallatin	Democrat
*Liggett, J. A.	Roundup	Musselshell	Republican
†Lindquist, Carl	Scobey	Daniels	Republican
Lott, M. J.	Twin Bridges	Madison	Republican
*Mahoney, Charles H.	Jordan	Garfield	Republican
*Manning, D. M.	Hysham	Treasure	Democrat
McKenna, George S.	Geyser	Judith Basin	Democrat
McQuitty, E. F.	Harlowton	Wheatland	Democrat
Moss, G. M.	Whitefish	Flathead	Republican
Nesvig, Oscar	Wibaux	Wibaux	Democrat
Nutter, Donald	Sidney	Richland	Republican
*Padbury, Fred H.	Helena	Lewis & Clark	Republican
*Parriott, Edwin F.	Livingston	Park	Democrat
*Phillips, Mrs. B. M.	Landusky	Phillips	Democrat
Rice, Paul	Bynum	Teton	Democrat
Roehl, E. R.	Lewistown	Fergus	Republican
*Ross, Thos. A.	Chinook	Blaine	Republican
*Sawtell, Henry J.	Miles City	Custer	Republican
*Spear, W. B., Jr.	Kirby	Big Horn	Republican
Tibbals, H. A.	Saltsee	Mineral	Democrat
*Toman, J. Fred	Bowers	Powder River	Republican
*Valiton, Don F.	Deer Lodge	Powell	Republican
*Wallander, S. B.	Froid	Roosevelt	Republican
*Wenger, Edward A.	Anaconda	Deer Lodge	Democrat
Weydemeyer, Winton	Fortine	Lincoln	Republican
Wilson, Geo. W.	Shelby	Toole	Democrat
*Wilson, H. H. K.	Red Lodge	Carbon	Democrat
Winters, W. J.	Stevensville	Ravalli	Republican
Worden, Donovan	Missoula	Missoula	Republican

\* — Holdover.

† — Succeeding J. D. Walsh, resigned.

‡ — Succeeding Sherd Wilcoxon, deceased.

LOU E. BRETZKE, Secretary of the Senate.



# House of Representatives

NAME	Residence	County	Politics
Ammerman, Earl C.	Livingston	Park	Democrat
Anders, L. J.	Townsend	Broadwater	Republican
Andersen, Volney	Sidney	Richland	Democrat
Anderson, George D.	Great Falls	Cascade	Democrat
Armstrong, Ory J.	Kalispell	Flathead	Republican
Aronow, Cedor B.	Shelby	Toole	Democrat
Atkinson, A. L. (Roy)	Ronan	Lake	Republican
Babich, Sam	Butte	Silver Bow	Democrat
Barnard, Lloyd	Saco	Valley	Democrat
Barrett, Fred E.	Chester	Liberty	Democrat
Beck, Martin J.	Vida	McCone	Democrat
Blewett, Alex	Butte	Silver Bow	Republican
Blikken, Resner	Opheim	Valley	Democrat
Bradley, D. C.	Terry	Prairie	Republican
Brenner, J. S.	Grant	Beaverhead	Republican
Brownfield, Ben	Hammond	Carter	Republican
Clark, Earl E.	Roundup	Musselshell	Democrat
Cook, Ralph F.	Belt	Cascade	Democrat
Corcoran, Dan H.	Ryegate	Golden Valley	Republican
Cowley, W. S.	Forsyth	Rosebud	Republican
Crist, C. L.	Billings	Yellowstone	Republican
Dokken, Herman H.	Bozeman	Gallatin	Republican
Dwyer, Robert G.	Butte	Silver Bow	Democrat
Emmons, John	Anaconda	Deer Lodge	Democrat
Esp, Leonard J.	Big Timber	Sweet Grass	Republican
Foley, Edward J.	Butte	Silver Bow	Democrat
Freshman, Walter	Butte	Silver Bow	Democrat
Fulton, Frank F.	Plevna	Fallon	Republican
Gebhardt, R. H.	Billings	Yellowstone	Republican
Goodgame, Allen	Troy	Lincoln	Democrat
Graybill, Leo C.	Great Falls	Cascade	Democrat
Haines, Clifford E.	Creston	Flathead	Republican
Haines, Thomas F.	Missoula	Missoula	Republican
Hanford, Norris E.	Fort Benton	Chouteau	Republican
Harpster, John	Glendive	Dawson	Republican
Hauge, Clifford J.	Paradise	Sanders	Republican
Hawks, Clyde L.	St. Xavier	Big Horn	Republican
Hess, H. H.	Havre	Hill	Democrat
Higgins, Dave M.	Cut Bank	Glacier	Republican
Holtz, Ronald W.	Floweree	Cascade	Democrat
Iten, Joseph	Hamilton	Ravalli	Republican
Jensen, Arthur N., Sr.	Superior	Mineral	Democrat
Karlberg, John	Missoula	Missoula	Democrat
Leuthold, John H.	Molt	Stillwater	Republican
Lien, Oliver M.	Brockton	Roosevelt	Democrat
Loble, Henry	Helena	Lewis & Clark	Democrat
Lockridge, D. C.	Stevensville	Ravalli	Democrat
Loughran, Mike	Butte	Silver Bow	Democrat
MacDonald, John J.	Jordan	Garfield	Democrat
Mackay, William R.	Roscoe	Carbon	Republican
Magnuson, Melvin E.	Helena	Lewis & Clark	Democrat
McBride, Eugene C.	Anaconda	Deer Lodge	Democrat
McCarthy, Daniel J.	Walkerville	Silver Bow	Democrat
McElwain, Joseph A.	Deer Lodge	Powell	Republican
Michels, Lloyd J.	Medicine Lake	Sheridan	Democrat
Mountain, James A.	Butte	Silver Bow	Democrat
Nixon, Richard	Hogeland	Blaine	Democrat
Norby, Fritz	Great Falls	Cascade	Republican
O'Connor, Geo. W.	Fromberg	Carbon	Republican
Omholt, E. V.	Dutton	Teton	Republican
Page, John R.	Phillipsburg	Granite	Democrat
Page, Winfield E.	Missoula	Missoula	Republican
Parker, Clem	Wibaux	Wibaux	Democrat
Peters, Carl B.	Billings	Yellowstone	Republican
Phillips, R. J.	Lewistown	Fergus	Republican
Pierce, George R.	Billings	Yellowstone	Republican
Prill, L. M.	Billings	Yellowstone	Republican
Purdy, C. Lowell	Havre	Hill	Republican
Reed, Bess R.			
(Mrs. Dallas J.)	Missoula	Missoula	Republican
Rieder, Arnold	Boulder	Jefferson	Democrat
Rostad, Orville	Lenep	Meagher	Republican
Sagunsky, Walter G.	Sheridan	Madison	Republican
Sales, Walter L.	Manhattan	Gallatin	Republican
Schiltz, John M.	Billings	Yellowstone	Republican
Scofield, Charles L.	Biddle	Powder River	Republican
Seifert, J. P.	Conrad	Pondera	Republican

## HOUSE OF REPRESENTATIVES—(Continued)

NAME	Residence	County	Politics
Skibby, Edward J. ....	Winnett.....	Petroleum.....	Republican
Smith, J. Miller.....	Helena.....	Lewis & Clark.....	Republican
Sykes, Robert C. (Bob).....	Kalispell.....	Flathead.....	Republican
Taylor, Neil.....	Scobey.....	Daniels.....	Republican
Tripp, Dr. Myron.....	Neihart.....	Cascade.....	Democrat
Trout, Keith W. ....	Miles City.....	Custer.....	Democrat
Valach, Frank.....	Lewistown.....	Fergus.....	Democrat
Van Dyke, William.....	Harlowton.....	Wheatland.....	Democrat
Watkins, A. J. ....	Chapman.....	Phillips.....	Republican
Westlake, Lovitt I. ....	Bozeman.....	Gallatin.....	Democrat
Wiedman, R. H. ....	Polson.....	Lake.....	Republican
Wilson, Archie.....	Hysham.....	Treasure.....	Republican
Wilson, J. Harry.....	Stanford.....	Judith Basin.....	Democrat
Working, Paul.....	Wilsall.....	Park.....	Republican

LEWIS R. KNOX, Chief Clerk.

# INDEX BY DAYS

---

Legislative Day	Date 1951	Page No.
1st January	1	1
2nd	2	4
3rd	3	22
4th	4	26
5th	5	31
6th	6	None
7th	7	None
8th	8	34
9th	9	40
10th	10	41
11th	11	44
12th	12	48
13th	13	None
14th	14	None
15th	15	52
16th	16	56
17th	17	64
18th	18	69
19th	19	82
20th	20	89
21st	21	None
22nd	22	94
23rd	23	98
24th	24	104
25th	25	115
26th	26	124
27th	27	134
28th	28	None
29th	29	141
30th	30	153

Legislative Day	Date 1951	Page No.
31st January	31	165
32nd February	1	180
33rd	2	196
34th	3	221
35th	4	255
36th	5	285
37th	6	293
38th	7	302
39th	8	310
40th	9	324
41st	10	341
42nd	11	351
43rd	12	367
44th	13	378
45th	14	391
46th	15	411
47th	16	437
48th	17	459
49th	18	None
50th	19	466
51st	20	476
52nd	21	486
53rd	22	503
54th	23	514
55th	24	530
56th	25	None
57th	26	545
58th	27	572
59th	28	593
60th March	1	615



# SUBJECT INDEX

Should be used in connection with Title Index at page Index—... for the House Bills and page Index—... for the Senate Bills. Chapter Numbers listed herein refer to Laws of 1951.

	H. B.	S. B.
Acknowledgment and Proof:		
Validation of erroneously executed instruments .....	122	
	Sub. 122	
Adoption:		
Deserted or abandoned minor child (Chapter 206) .....	229	
Proceedings .....	444	
Agriculture, Department of:		
Revolving fund for payment of supplies (Chapter 227) .....	464	
Air gun or ammunition:		
Prohibiting sale of .....		140
Alcoholic Beverages:		
Revocation of license, when .....	84	
Alien Estates:		
Receipt of by foreign residents (Chapter 30) .....	73	
Apples:		
Grades of (Chapter 43) .....		55
Appropriations:		
Additional money for building fund of the Greater University .....	113	
Attorney-General: for law enforcement .....	125	
for purpose of compiling and printing digest and index to reports and official opinions .....	251	
To hire expert witnesses in trial of escheated estates .....	76	
Balances remaining Post War Planning and Construction Reserve Fund .....	259	
	260	
Building, Senile men and women .....	287	
Charles M. Russell Memorial Commission (Chapter 228) .....	466	
Deficiency claims arising from obligations incurred by State College, etc. ....	174	
Department of Agriculture for administration of laws relating to seeds, certification and labeling of .....	436	
Department of Public Welfare: Feb. 1 to June 30, 1951 .....	456	
Old Age Assistance .....	457	
Destiche, Bridget J. Reimbursing from Common School Permanent Fund .....	451	
Dormitory at State Hospital .....	128	
Governor's Office for requisitions .....	171	
Highway Commission for advertising purposes .....	198	

	H. B.	S. B.
Indian Affairs Commission .....	126	
Institutional .....	458	
John O. Stilwell .....	469	
Judgment rendered against the Treasurer of the State of Montana .....	434	
Legislative members, officers and attaches .....	386	
Legislative of 1949 .....	173	
Livestock Sanitary Board, cattle vaccination .....	461	
McLennan, Jack, estate of — reimbursement from Common School Permanent fund .....	452	
Mileage and per diem of members .....	1	
Montana State University, Missoula, supplemental for P. E. R. S. ....	262	
Northern Montana College, to complete physical plant .....	286	
Public Welfare, biennium .....	468	
Purchase of Parking lot south of Parking Oval at Capitol .....	258	
Reappropriation of unexpended balance for purchase of text books for use of handicapped children to Supt. Public Instruction .....	237	
Receiving Hospital at State Hospital .....	127	
Revised Codes of 1947 and cumulative pocket parts ....	171	
School of Mines, reappropriation of moneys for pur- chase of Lee House .....	240	
State: Departments; .....	454	
Boards, Bureaus .....	462, 465	
Grain Inspection Laboratory .....	138	
Industrial School: Dormitory .....	135	
Building .....	136	
Institutions .....	463	
Prison: .....	450	
Supplementary .....	26	
Public School General Fund .....	418	
Training School Building, Boulder, .....	140	
Statue of the late Charles Marion Russell .....	11	
Supplemental for balance fiscal year 1951 .....	467	
	455	
Tuberculosis Sanitarium, supplemental, for new build- ing .....	285	
University of Montana: Reappropriation of certain balances for use of .....	239	
Several Units of .....	460	
Supplemental for University Units .....	284	
Veterinary Research Laboratory: Reappropriating balances .....	85	
Wagner, Harley, Claim (Chapter 119) .....	448	
Workmens Compensation: Second Injury Fund .....	4	
Architects Plans and Specifications: .....	383	
Armed forces of the U. S.:		
Military non-cooperation and refusal to undertake combatant or non-combatant service, in, .....	167	
Providing educational opportunities for children of members of (Chapter 196) .....	139	
Armory Board: Organization, meetings, quorum, powers and limitations .....		

	H. B.	S. B.
Arrests:		
By Sheriffs and deputies for traffic violations outside corporate limits of cities and towns .....		6
Attachment: Undertaking on (Chapter 15) .....		15
Attorney-General:		
Appropriating money for purpose of hiring expert witnesses in trial of escheated estates .....	76	
Letter to Speaker (page 255, 256) relating to duties of; employment of special assistant and increase of salary of special assistant .....	74	
Auto Repair and Internal Combustion Engine adjusting plants, requiring ventilation of .....	443	
Badges, Wearing of unauthorized (Chapter 149) .....		106
Baker Reservoir:		
To irrigate lands in Wyoming (Chap. 147) .....		102
Banks and Banking:		
Collection, payment and dishonor of demand items (Chapter 19) .....		19
Bank Records: Admissibility as evidence and destruction of (Chapter 77) .....		43
Beer: Advertising of .....	53	
Amendment to Act H. B. 281 (Chap. 166) .....	Sub. 53	
Licenses for sale off premises of .....	385	
Possession, manufacture, sale of .....	213	
Sale of by retailer and forbidding consumption on premises .....	201	
Wholesaler's license .....		31
Bills, number of to each member limited .....	(Page 25)	
Blind: Aid to needy (Chapter 157) .....	162	
Blind and Physically disabled:		
Preference in public building space for vending stands (Chapter 66) .....	168	
Bond validating act of 1951 (Chap. 18) .....		16
Board of Examiners:		
Contracts made in behalf of the State by — cost-plus system invalidates .....	334	
Bridges, Public		
County Commissioners duties with respect to .....		78
Bridge Tax:		
In counties and levy and collection thereof (Chapter 25) .....	114	
Levy and collection .....		129
Butchers and Meat Peddlers license, penalties for violation .....	433	
Capital, removal to Big Timber, .....		8
Capitol Dome, message to Governor, re .....	(Page 169)	
Carey Act: Acceptance of offer of U. S. relative to arid lands (Chapter 62) .....	166	
Cemetery Districts, Public:		
Distribution of proceeds of taxes collected for (Chapter 94) .....	124	
Where territory is in adjoining counties .....	46	



	H. B.	S. B.
Cesspools, cleaning and licensing (Chapter 154) .....		114
Charles M. Russell Memorial Building:		Sub. 114
Changing name from Sam W. Mitchell Building .....		34
Charles M. Russell Memorial Commission (Chapter 278) .....	466	
Child Welfare:		
Free higher education to certain inmates of Orphan's Home, Industrial and Vocational Schools .....		187
Chiropractors:		
Application; license fee, .....	143	
(Chapter 123) .....	Sub. 143	
Cigarette License taxation .....	92	
Cities and Towns:		
Acquiring lots by lease, gift, purchase or condem- nation for parking areas (Chapter 96) .....	148	
Awarding of contracts for supplies, .....		23
		Sub. 23
Bonds: maximum amount which may be issued and limiting indebtedness (Chap. 116) .....	387	
Cancellation of record of special improvement dis- trict warrants and liability accounts, in (Chapter 2) .....		5
Coin operated machines, licensing of .....	146	
Commission form of Government:		
Petition to demand election (Chapter 105) .....	231	
Council: location of office, salaries of mayor and coun- cilmen, changing population limits (Chapter 87) ....	99	
Disposal or lease of city property, street lighting sys- tems .....	40	
Fire Departments:		
Minimum compensation for members (Chapter 51) .....	80	
Pensions retired firemen; widows and orphans pen- sions .....	343	
Housing Law .....		109
Judicial Powers:		
Police courts: When Judge of cannot act .....	82	
License for operators and chauffeurs of Motor Ve- hicles (Chapter 37) .....		18
License tax for trade stimulators (Chapter 88) .....	105	
Limits for contract work of (vetoed) .....	42	
Metropolitan Police law: payment of police reserves (Chapter 69) .....	253	
Motor busses and bus lines, authority to acquire, lease, operate in (Chapter 101) .....	202	
Notice of proceedings for installation of special im- provements (Chapter 44) .....	118	56
Officers of first, second and third class .....	220	
Ordinances: Prohibiting reenactment of ordinances when repealed by the initiative (Chapter 24) .....	77	
Parking facilities, off-street; Parking Commission; revenue bonds; duties of Commission (Chapter 223) .....	425	
Playground programs. use of park funds .....	207	
Plots and surveying of tracts before sale .....		122

# SUBJECT INDEX

# INDEX—11

	H. B.	S. B.
Police officers, minimum wage in first and second class cities (Chapter 47) .....	54	
Power to adopt by reference certain technical codes, regulations and standards .....		41
Salaries and fees of constables in certain townships .....	245	
Salaries and qualifications of Mayor, Alderman, City Attorney and City Clerk (Chapter 115) .....	377	
Salaries of police judges .....	83	
Salary, maximum for Chief of Police in first class cities (Chapter 9) .....	28	
Salary, maximum for Chief of Police in second and third class (Chapter 10) .....	29	
Special Improvement District: lighting systems (vetoed) .....	39	
Special improvements in districts partly within and partly without city limits .....	244	
Street Parking Improvement districts, abandonment (Chapter 38) .....		24
Tax levy for general administrative purposes; limiting levy for parks, swimming pools, skating rinks, etc. (Chapter 192) .....	52	
Unincorporated towns; levy by County Commissioners of special tax for furnishing electricity, gas, water .....	41	
Vacation of plats in abandoned townsites (Chapter 70) .....	338	
Waterworks and sewerage systems (Chapter 145) .....		97
(Chapter 146) .....		98
Civil Defense Agency: Appointment of Civil Defense director and staff (Chapter 218) .....	392	
And Disaster compact: Joining with other states and the U. S. (Chapter 213) .....	329	
Claims in tort against State .....	196	
Clark Fork River: Impounding waters of (Chapter 3) .....		9
Petition of Commissioners of Sanders County Page 45, 46) .....		
Codes: Distribution of Revised Codes of 1947 (Chapter 75) .....	442	
Legalizing 1947 code (Chapter 4) .....	3	
Columbia River Compact: Message of the Governor (Page 217) .....		
Commercial Feeds: regulation of (Chapter 127) .....		20
Registration fee of brand or formula (Chapter 42) ....		21
Commercial Fertilizers: Fee to be paid for registration of (Chapter 129) .....		51
Commissioner of Agriculture: Return of assets of Montana Rural Re-habilitation corporation held by the U. S. ....	360	
Committee Appointments: .....Page 3, 22, 26, 30, 31, 32, 34, 35, 39, 121, 628)		
Committees, increasing numbers of certain..(Page 6, 39)		
Constitutional Amendments (Proposed)		
Art. VII, Sec. 1—Governor's terms, limiting to two consecutive terms .....	20	
Art. IX, Sec. 2—qualification of electors .....	47	96
Art. VIII, Sec. 24,—Establishment and abolition of inferior courts .....	34	
Art. X, Sec. 3—Removal of seat of government .....		8
Art. XI, Sec. 11—State Board of Education .....	191	
Art. XIII Sec. 5—County indebtedness .....		103

	H. B.	S. B.
Art. XVI, Sec. 4 — Election of County Commissioners		70
Art. XVI Sec. 6 — Authority of Legislature to provide for election, appointment, county, township, precinct and municipal officers (Chapter 132)		63
Art. XXI Sec. 2 — To remove from taxation property of the U. S.	395	
Legislative duty to provide by taxation sufficient means to maintain free public common school in each district in Montana	404	
Prohibiting the use of funds derived from Highway uses for other than highway purposes	205	
Contractors: See "Public Contractors"	425	
Contracts: Cost plus system invalidates	334	
Controller, State: Creating and defining duties (Chapter 194)	137	
Coroners: Fees of stenographers of county (Chapter 211)	296	
Corporations: Consolidation of mining (Chapter 176)		115
Cooperatives: Taxation of	388	
Foreign: Annual Statements of (vetoed)		87
Extending corporate existence of (Chapter 5)	12	
Merger of Montana: (Chapter 175)		111
Mining (Chapter 176)		115
Correspondence Schools, State (Chapter 220)	417	
County: Attorneys, fixing salaries of	410	
Board of Prisoners (Chapter 131)		60
Bonds: Petition and election for	60	
Commissioners:		
Authority to enter into contracts for building farm to market roads	96	Sub. 37
Budget and tax levy for Public Cemetery Districts (Chapter 93)	116	
Compensation and mileage of (Chapter 100)	109	
Compensation of boards of; mileage for attendance		25
Deputies salaries (Chapter 136)		77
Election of, proposed amendment to Art. XVI, Sec. 4		70
Parking regulations in unincorporated towns and villages (Chapter 72)	356	
Requests for bids in making purchases (Chapter 128)		26
Validating all royalty and mineral reservations heretofore made (Chapter 179)	206	
Coroners, fees of stenographers (Chapter 211)	296	
Expenditure of moneys of (Chapter 151)		117
Health Boards: Full time County and District Health Departments	264	
Report of communicable diseases by physician and others (vetoed)		75
Indebtedness: Art. XIII Sec. 5, proposed amendment to this article relating to		103
Jail, use of for Federal Prisoners		61
Office: Qualifications for		38
Officers: Salaries of (Chapter 118)	445	
Salaries of Deputy and Assistant	193	
Planning Commission: Powers, duties, financing, zoning	176	
Poor Fund: County Commissioners to levy additional tax; limitation; (Chapter 8)	23	



	H. B.	S. B.
Repealing \$2. per capita tax for .....	415	
Population basis .....	159	
Special Improvements, filing and recording with Clerk of .....	118	
Taxation to defray current expenses including salaries otherwise unprovided for (Chapter 169) .....		13
Traveling expenses of officers attending conventions	290	
Treasurer: Funds, accounting of, for On Farm Train- ing programs received from U. S. (Chapter 76) .....	97	
	Sub. 97	
Court Stenographers: Salary and expenses of, (Chapter 49) .....	57	
Courts: District, granting letters testamentary .....		134
Establishment and abolition of inferior, proposed Con- stitutional amendment to Art. VIII, Sec. 24 .....	34	
Juvenile and proceedings against juvenile delinquents		47 48
Crimes: Abandonment of wife and minor children .....	375	
And Criminal Procedure: Abatement of nuisances .....	149	
Carrying into prison of escape instruments .....	271	
Crimes: Child under 14, incapable of being accomplice to infamous crime against nature (Chapter 68) .....	198	
Sedition; criminal syndicalism .....	374	
Criminals, habitual, .....		59
Death Act: Uniform simultaneous (Chapter 20) .....	21	
Dentistry: Practice of .....		131
D'Ewarts letter on taxation of municipal bonds by US (Page 643)		
Diseases: Physicians to report communicable (vetoed)		75
District Judges: Increasing salary of (Chapter 84) .....	7	
Drafts, uttering fraudulent .....		62
Drugs and Medicines: Definition of term "Prescrip- tion" and restrictions upon sale of (Chapter 33) .....		42
Education: Continuing conservation program in Univer- sity and schools (Chapter 125) .....		10
State Board of: Proposed constitutional amendment to Art. XI, Sec. 11 .....	191	
Educational Institutions:		
Control of Expenditures by institutions under general control of State Board of Education (Chapter 82) ....	150	
Education Compact: Western Regional Higher Edu- cation (Chapter 216) .....	340	
Elections: Ballots: Filing in discretion of County Commissioners in precincts with more than 100 regis- tered voters .....	427	
Canvass of returns: Publication of official results by County Clerk .....	382	
Central Committeemen and committeewomen, election and organization (Chapter 64) .....	59	
Certificates of Nomination, contents of .....	9	
Dodgers, bills, handbills, to include name of political organization sponsoring (Chapter 74) .....	429	
Electors: Qualifications of, proposed amendment to to Art. IX, Sec. 2 .....		96
Nomination of Candidates: Withdrawal after filing of petition prohibited .....	156	
Nominating petitions:		
Contents and filing of .....	10	

	H. B.	S. B.
Officers, compensation of (Chapter 12) .....	45	
Petitions for nomination .....		143
Pre-primary convention for Congressional and State officers .....		138
Primary conventions, definition of .....	8	
Qualification of electors, proposed constitutional amendment to Art. IX, Sec. 2 .....	47	27
Voting: Employer to permit absence of employee in .....	236	
Electrical Board:		
Creating; licensing contractors; inspection of buildings and making appropriation .....	355	
Electrical construction (Chapter 139) .....		81
Electrical Engineers, setting standards for .....		73
Electric Lines construction: Duties of owners of poles and wires upon notice of moving buildings (Chapter 55) .....	129	
Eminent Domain: Acquisition of underground storage reservoirs by Natural Gas Public Utilities .....	381	
Employees: .....	(Page 27, 28, 29, 32, 33, 42, 43, 607)	
Escheated Estates:		
Appropriation to Attorney-General for taking of dispositions of necessary witnesses .....	76	
Disposition of funds held by the State Treasurer .....	396	
Duties of executors in (Chapter 30) .....	72	
Receipt of estates by aliens in foreign country and setting forth the conditions under which non-resident aliens may qualify as an heir (Chapter 31) .....	73	
Estates: Decedents, inventory and appraisement of .....	322	
Final distribution of, proof of reciprocity (Chapter 54) .....	119	
Not exceeding \$1500 to widow and minor child or children (Chapter 14) .....	H. Sub. for S. B. 1	91
Notice to creditors of deceased persons .....	17	
Order of persons entitled to administer .....	313	
Evidence: Admission of declarations of deceased persons in certain instances .....	178	
Reporters confidence Act (Chapter 56) .....	130	
Explosives, and blasting, .....	27	
Extradition: Establish a uniform reciprocal enforcement (Chapter 222) .....	423	
Fair Employment Practices Commission, creating, defining functions .....	58	
Family Support: Estates not exceeding \$1500 to widow and minor child or children .....		1
Farm Training Programs: accounting of funds by County Treasurer (Chapter 76) .....	97	
	Sub. 97	
Fees: County Coroners, fees of stenographers of, (Chapter 211) .....	296	
Fergus County:		
Boundaries of and Judith Basin County (Chapter 173) .....		92
Fertilizers, commercial, fee to be paid for registration of (Chapter 129) .....		51
Fish and Game:		
Beaverhead County Migratory bird reservation .....		133
Beaver on Public Lands .....		71

# SUBJECT INDEX

# INDEX—15

	H. B.	S. B.
Checking stations for game animals (vetoed) .....	273	
Commission: Cooperating with Secretary of the Interior (Chapter 140) .....		82
Commission: Empowering to set aside certain areas and seasons for big game animals .....	81	
Powers of, to close waters to fishing (Chapter 40) .....		17
Compensation of members of (Chapter 6) .....		14
Deer and Elk, prohibiting use of four wheel drive trucks in hunting .....	180	
	Sub. 180	
Deputy wardens, appointments of (Chapter 58) .....	194	
Dingell-Johnson Bill — cooperation with Secretary of the Interior in fish restoration .....	266	
Elk, open season for in Park County .....	243	
Establishment of the Cherry Creek Game Preserve (Chapter 171) .....		45
Exemptions of persons 70 from obtaining license to fish .....		132
Expense limitation .....		67
Fish as bait (Chapter 153) .....		65
	Sen. Sub. for S. B.	65
Jack-lights, spotlights, etc., prohibited in hunting .....	181	
Killing and dressing of game (Chapter 86) .....	93	
Licenses for hunting and fishing, non-residents and residents (Chapter 142) .....		88
Manner of taking and possessing (Chapter 126) .....		11
Migratory birds, omission of certain birds (Chapter 36) .....	123	
Orders, rules and regulations, printed publication of (vetoed) .....	297	
Payment to counties in lieu of taxes .....		4
Penalties for violation of laws relating to (Chapter 134) .....		69
—Power of Commission to dispose of elk, antelope, moose and deer .....	49	
Raccoon included in classification of birds, animals, fish, as fur-bearing (Chapter 121) .....	276	
	Sen. Sub. for H. B.	276
—Special permits for taking certain game animals when damaging property (vetoed) .....	354	
Violation: Closed season on certain game birds (Chapter 134) .....		69
Warden (Chapter 81) .....		101
Warden Voucher to treasurer of each county wherein the State owns lands — 5¢ each acre (Chapter 1) .....		4
Wardens: Special Deputy, appointment (Chapter 133) .....		67
Special Deputy (vetoed) .....		64
Wild Life projects under Pittman-Robertson Act (Chapter 80) .....		66
Flag: State, display on all public buildings .....	50	
Forests: State, classification of State lands lying within, including Glacier National Park (Chapter 167) .....	399	
Gambling: Card games and distribution of license fees .....	403	
Devices: Coin operated machines, license stamps and fees; licensing by cities and towns .....	146	
Licensing of punch boards by cities and towns .....	105	
Lottery defined — excluding trade stimulators .....	253	
Punch and pull boards; defining "trade stimulator", "wholesaler" (Chapter 201) .....	175	

	H. B.	S. B.
Punchboards, licensing, providing for a referendum	439	
Trade Stimulators .....	144	
Regulation and licensing .....	279	
Report of Attorney-General upon law enforcement (Page 259-267)		
Gasoline dealers: License tax levied on .....	257	
Statements of and tax payable by .....	64	
Gasoline — Diesel fuels — See "Taxation"		
Gasoline license law: Defining terms used in (Chapter 52) .....	90	
Gasoline license taxes: Refund of .....	123	
Gasoline taxes: Refund of .....	426	
Glacier National Park:		
Conveyance of Montana lands or other property in .....	62	
Government: Reorganization and consolidation of .....		91
Reorganization commission .....	361	
(Chapter 185) .....	Sub. 361	
Support of Montana (Chapter 120) .....	449	
Governor: limiting term .....	20	
Grass Conservation Commission: Qualification of per- sons eligible to serve .....	169	
Guides and outfitters, (Chapter 184) .....		137
Hail Insurance: Compensation of Chairman and officers of (Chapter 53) .....	94	
Heirship: Proceedings to determine (Chapter 28) .....	70	
Proceedings to determine and interest in estates (Chapter 29) .....	71	
Herd District: Creation of, size, location, dissolution (Chapter 103) .....	216	
Highway Commission:		
Appropriation for advertising purposes .....	197	
Authority to enter into contract with County Commis- sioners for farm to market roads .....	96	
Authority to enter contracts with County Commis- sioners .....		19
Executive committee, highway engineer, .....	100	
	Sub. 100	
Highway Districts: Incomplete, for 12 highway districts		100
Highway: Funds: Proposed constitutional provision prohibiting use of funds derived from highway uses for other than highway purposes .....	205	
Highway Patrol:		
Drivers' Examination section of (Chapter 141) .....		84
Equipment, issue of uniform .....	331	
Operators licenses; license to persons on furlough or leave; appointment patrolmen and sheriffs deputies to issue license permits .....	336	
Qualifications of patrolmen, salaries, training, dis- charge, demotion (Chapter 187) .....	132	
Speed limits established and speed zones .....		28
Highway, Public (Chapter 172) .....		68
Highway revenue legislation; governor's message .....		
(Page 411)		
Highways; bridges and ferries: Uniform Accident Re- port .....	55	
Compensation fees for commercial use of .....	349	



# SUBJECT INDEX

INDEX—17

	H. B.	S. B.
Contracts by State Highway Commission .....	294	
Powers and duties of County Commissioners respect- ing regarding farm to market roads .....	95	
Supervision of Public, powers of County Commission- ers .....		37
Using for pasturage or running of livestock .....	145	
Hitch Hikers: Prohibiting transportation of by motor vehicle .....	29	
Home for Senile Men and Women:		
Definition of terms .....	246	
Hours of Labor: Drivers and attendants of motor busses and taxicabs .....	367	
Persons employed on the construction and mainten- ance of gas, water, oil and other pipe lines .....	428	
Retail stores .....	372	
Housing facilities: Temporary and emergency war and veterans housing facilities by local agencies (Chapter 41) .....		36
Income Tax: See "Taxation" .....		
Indian Affairs Commission:		
Creating and prescribing purpose, duties and author- ity and making appropriations therefor .....	126	
Indian citizens: Rightful place in society (Chapter 203) .....	221	
Indians: Attending units of the University (Chapter 108) .....	268	
Industrial Safety Code (Chapter 193) .....	87	
Industrial School:		
Dormitory .....	135	
School Building .....	136	
Inheritance tax: See "Taxation" .....		
Institutions: Residence halls and other facilities under control of Board of Education .....		85
Insurance: See also "Life Insurance"		
Companies: Publication of annual statement of .....	401	
Rates and premiums; credit insurers (Chapter 200) ....	165	
Investigations:		
Committee to investigate elective and appointive of- fices and officers .....	(Page 101)	
Interim committee .....	(Page 632)	
Legislative committee discharged without prejudice (Page 58) .....		
Liquor .....	(Pages 256-259)	
Liquor administration, 31st Session investigating com- mittee discharged without prejudice .....	(Page 58)	
Un-American activities .....	(Page 546)	
Irrigation: Baker reservoir to irrigate lands in Wyo- ming .....		102
Itinerant Merchants Act .....		95
Johnson, Raymond J.—Authorizing presentation of claim for loss of cows (Chapter 205) .....	228	
Judges: District: Itemized claims of (Chapter 67) .....	179	
Judith Basin County: Boundary of and Fergus County (Chapter 173) .....		92
Juror Fees; .....	341	
Jury: Jurors lists and boxes .....		74

	H. B.	S. B.
Lists: date of drawing on .....	292	
Juvenile Delinquents: Courts proceedings against .....	184	
Labor and Industry: Commissioner of, powers and duties, term of office and salary .....	117	
Message of the Governor .....	(Page 423)	
Labor: Department of, separating from Department of Agriculture (Chapter 177) .....		118
What constitutes day's work and week's work .....	227	
Lands, Arid:		
Acceptance under Carey Act of offer of U. S. for .....	166	
Land, water and resources: Acquiring by U. S. ....		123
Law: practicing without a license; defining illegal practice .....		46
Legal notices: publication by radio broadcast .....	351	
Legislative Assembly: Apportionment of representatives in (Chapter 191) .....	44	
	Sub. H. B. 44	
Compensation and mileage of members of .....	121	
Fixing compensation of officers and employees of (Chapter 26) .....	2	
Legislature:		
Amendment Art. XVI, Sec. 6— authority to provide for election, appointment, county, township, precinct and municipal officers .....		63
Lobbying, register .....	275	
Libel: Publication or broadcast of public proceedings (Chapter 13) .....	89	
Life Insurance Agents: Qualifications, examination and licensing of .....	295	
Life Insurance Companies: Unlawful to maintain funeral or undertaking business (Chapter 197) .....	151	
Liquor Administration: Report of Attorney-General upon .....	(Pages 256-259)	
31st Legislative investigating committee, discharged without prejudice .....	(Page 58)	
Liquor Administrator: salary of .....		145
Liquor: Alcoholic beverages, revocation of licenses when (Chapter 161) .....	84	
Alcoholic licenses .....		142
Brokers: licensing and bonding of .....	189	
City and county licenses, fees .....	164	
Closing hours of licensed retail beer and liquor establishments .....	346	
Control Act (Chapter 165) .....	250	
Control Act, amending .....	267	
Control Board: Declaring property and moneys acquired State property .....	103	
Disposition of moneys of .....	102	
Functions, duties of, policing problems, allocating funds to counties, cities and towns .....	104	
Liquor licenses (Chapter 144) .....		94
Powers of in issuing licenses .....	350	
Firms: selling to control board to have resident representatives .....	217	
License: posting, transfer, expiration (Chapter 97) ....	160	
Repeal if illegal gambling devices used on premises; special proceedings .....	416	
Local option: election on sale at retail of .....	431	

	H. B.	S. B.
Montana retail liquor license act amendments .....	393	
Persons under 21 years of age; penalty for presence in establishments engaged in selling .....	357	
Publication of notice of application to sell liquor at retail (Chapter 202) .....	211	
Sale at retail of .....	362	
Sale of by Montana Liquor Control Board to retail licensees, 10% discount .....	185	
Store vendors: salaries of (Chapter 183) .....		145
		Sub. 145
Livestock and Wool dealers: Licensing and bonding of .....	204	
Livestock: Inspection of before removal from any county; cargo insurance by motor carriers .....	345	
Migratory, taxation of (Chapter 85) .....	51	
Transportation for hire of .....	397	
Using highways, State or Federal, for pasturage or running of (Chapter 95) .....	145	
Loans: Small loan act .....	283	
	378	
	342	
	275	
Lobbying: Registration required .....		
Medicine: Practice of: Board organization; register, rules, displaced persons .....	365	
Memorials:		
House Joint .....	Index—Page 136	
Senate Joint .....	Index—Page 165	
Messages from the Governor: .....	Pages 7-21,	
30, 33, 35-38, 70, 126, 168, 169, 190, 201, 217, 221, 227, 252, 300, 304, 378, 384, 395, 411, 423, 487, 518, 555, 577, 578, 595, 618, 619, 631, 638, 651, 652.		
Mileage and Per Diem: .....	(Page 23)	
Mileage: Legislative Assembly members; State and Township officers, except sheriffs, jurors, witnesses (Chapter 124) .....		2
Military non-cooperation, defining (vetoed) .....	167	
Military service: Re-employment of persons completing (Chapter 209) .....	282	
Milk Control Board: Repealing act relating to .....	422	
Mines and Mining: License tax on producers of vermiculite, perlite (Chapter 50) .....	69	
Mines: Statements of gross yield of .....	79	
Mitchell Building: Changing name to Charles M. Russell Memorial Building .....		34
Montana Resources Development Board: (Chapter 198) .....	157	
Message of the Governor, re .....	(Page 300)	
Montana Rural Rehabilitation Corporation:		
Message of the Governor regarding .....	(Page 227)	
Transfer of assets of; duties of Commissioner of Agriculture; State Treasurer; (Chapter 112) .....	360	
Montana Security and Defense forces: Creating and regulating (Chapter 214) .....	330	
Montana State Employees salary report .....	(Page 358)	
Motor carriers: Fees and charges by Railroad Commission (Chapter 162) .....	223	
Licensing of .....	324	
Motor fuels: Collection of tax upon .....		127
Motor Vehicles: Caravanning of; duties of Railroad Commission .....	373	

	H. B.	S. B.
Compensation fees for commercial use of highways by Drivers license: Classification by birth dates (Chapter 135) .....	349	76
Drivers licenses to members of armed forces .....		141
		83
Drivers, responsibility of (Chapter 204) .....	222	
Fees, taxes, for transporting persons and property for hire .....	430	
Leaving standing unattended .....	274	
License plate, display of one, .....		93
Licenses: operators and chauffeurs .....		6
Licensing of persons operating, parking on highway, etc. ....		53
Licensing of persons operating (vetoed) .....		49
		50
Number plates (Chapter 111) .....	337	
Periodic inspection of .....	183	
Registration fees of (Chapter 221) .....	419	
	192	
	200	
Registration of foreign engaged in gainful occupation; reciprocal agreements .....	370	
Soliciting rides in, forbidden, except when .....		29
Tax on trucks, trailers, busses (Chapter 219) .....	414	
	Sub. 414	
	Sen. Sub. for 414	
Tax on trucks, trailers and automobiles, repeal of .....	13	
Time of making application for re-registration .....		40
Use tax on new .....	438	
Use tax on trucks, trailers .....	432	
Nurse registration: Creating Montana State Board of Nurses .....		52
Office hours of public officers (Chapter 22) .....	61	
Officers and attaches, legislative, .....	(Page 2, 3)	
Officers: Travel expense of State and employees (Chapter 7) .....		3
Oil and Gas conservation		
Oil and gas wells, regulation, taxation .....	226	
Oil operations: Agreements respecting .....		135
Oil producers' license tax .....	325	
Oil producers: License tax and determination of gross value of product .....	65	
Old Age Assistance: See "Public Welfare"		
Oleomargarine: Sale of yellow .....	88	
Payroll deductions: Act authorizing .....	272	
Pauper prisoners and other cases, discharge of .....	5	
Physicians: Duty to report communicable diseases (vetoed) .....		75
Physicians and surgeons: Malpractice, a felony .....	35	
Places of public accommodation: Equal enjoyment without discrimination of all .....	391	
Plumbing and Plumbing Examiners:		
Regulation by State Board of Health .....		32
Plumbers: Master and Journeymen, license .....	19	
Polution control agency: establishing .....	408	
Post War Reconstruction Reserve Fund, establishing and providing for investment of .....	33	
Presidential term: Question of ratification of Proposed		



	H. B.	S. B.
Amendment to Constitution of the U. S. fixing term of President at two terms House Joint Resolution No. 1		
Printing, public, contracts for (Chapter 138) .....		80
Printing: Increasing price for state (Chapter 137) .....		79
Prisoners, Board allowance for (Chapter 131) .....		60
Probate proceedings: Amendments of, to correct misnomers and other errors .....	312	
Court or judge to fix by order manner in which and time for which notice shall be given .....	412	
Probation and parole: Administration of adult .....	153	
Probation office, chief and deputy, increase in maximum, salaries for (Chapter 27) .....	30	
Production Credit Associations:		
Assessment and taxation of (Chapter 35) .....	120	
Public Buildings: Planning or construction of; licensed architect required; prohibiting sub-letting by architects .....	335	
Public contractors: Licensing of; creating Public Works License Board, defining terms, funds .....	424	
Public employees retirement act; amending, (Chapter 186) .....		130
Amending title 68-501 (Chapter 224) .....	435	
Association, changing amount of state's contribution to .....	263	
Publication or broadcast of public proceedings (Chapter 13) .....	89	
Public office: Disqualifications from holding .....	255	
Public officers: Resignation before filing for elective office, except when .....	420	
Public Service Commission: Supervise issuance of securities of public utilities (vetoed) .....	186	
Public Warehousemen of Agricultural seeds (Chapter 158) .....	437	
Public Welfare:		
Aid for totally disabled persons (Chapter 160) .....	24	
Authority of State Board of (Chapter 199) .....	163	
Duty in granting aid to needy blind persons .....	101	
General relief, eligibility requirements (Chapter 156) .....	161	
Grants in aid based on need and after investigation (Chapter 98) .....	190	
Needy blind (Chapter 157) .....	162	
Old Age assistance .....	36	
Old Age assistance regarding property agreements by applicants .....		86
Payments by Federal government to applicants for assistance .....	91	
Repealing per capita tax for county poor fund .....	415	
Public Works: Solicitation of bids (Chapter 174) .....		104
Purchasing Department, State: Salary and bond of agent of .....	215	
Quiet Title Actions: Securing affidavit for publication of summons in .....	411	
Racing commission: legalizing pari-mutuel method .....	203	
Railroads: Passenger trains, operation of .....	440	
Railway engineers: Qualification of .....	188	
Real Estate Brokers Board: .....		12

	H. B.	S. B.
Real Estate Brokers: Licensing non-resident .....		121
Real Estate: Sales of, at private sale (Chapter 170) ....		44
Reporters confidence act (Chapter 56) .....	130	
Report of Select Committees:		
House Memorial — In Memoriam ..... (Pages 582-586, 616)		
Joint Committee amendments:		
S. B. 11 (Page 515)		
H. B. 93 (Page 521)		
S. B. 13 (Page 545)		
H. B. 84 (Page 564)		
S. B. 12 (Page 594)		
H. B. 4 (Page 605- 6)		
Sub. S. B. 125 (Page 622-23)		
H. B. 459 (Page 642-43)		
H. B. 197 (Page 644)		
H. B. 414 (Page 647)		
Residence halls and other facilities controlled by board of education .....	85	
Resolutions: Deceased members ..... (Page 25)		
House ..... Page 138		
House Joint ..... Index Page 139		
Senate Joint ..... Index Page 168		
Revised Codes of Montana of 1947: Legalizing and adopting (Chapter 4) .....		3
Distribution of (Chapter 75) .....	442	
Rules: Amendment to House ..... (Pages 404-405, 419)		
Rural Electric Cooperatives:		
Exemption of cooperatives and foreign corporations transacting business in Montana under act relating to .....	364	
Russell, Charles Marion, statue for .....	11	
Safety and Health requirements in auto repair and in- ternal combustion shops, ventilation .....	443	
Salaries: Authority of Board of Examiners to fix, ex- cept when .....	377	
District judges .....	7	
Sales or dispositions: Validating, as made by counties .....	413	
School: Activities: Broadcasting by radio and television .....	352	
Districts: Abandonment by County Superintendent of, except when (Chapter 109) .....	291	
Budgets and levies in joint (Chapter 182) .....	332	
Consolidation of two or more (Chapter 32) .....	86	
Distribution of money available to, (Chapter 182) .....	332	
Maximum amount for which districts shall be al- lowed to become indebted (Chapter 65) .....	109	
Playground programs, use of park funds .....	207	
Taxes: Increase in permissive levy for high and ele- mentary schools (Chapter 210) .....	289	
Trustees: Remuneration of .....	441	
Year: Length of .....	112	
Schools: Applied music for students in elementary and secondary public schools; school credits, (Chapter 63) .....	16	
Board or member coercing to join or not join profes- sional unions .....	269	
Bond issue, percentage of electors required to author- ize .....	218	

	H. B.	S. B.
Budgets and levies for transportation of students .....	233	
Buildings used for adult education .....	214	
Closing — furnishing transportation (Chapter 189) ....		125
		Sub. 125
Common school, free, proposed constitutional amend- ment for legislature to provide taxation to support .....	404	
Compulsory attendance; fixing age limits, duty of tru- ant officer .....	366	
Conservation education in public elementary and secondary public schools, field services at Univer- sity units, duty State Board of Education .....	48	
Continuing program of conservation education in Uni- versity of Montana and (Chapter 125) .....		10
County High: Increase in permissive levy and change in base for levy (Chapter 208) .....	278	
County Superintendents: Authority to grant \$300 scholarships .....		144
District Clerk, duties and providing for his responsi- bility .....	110	
Educational interstate compact (Chapter 216) .....	340	
Finance: Elementary and secondary schools and equalization law (Chapter 107) .....	242	
Foundation program in elementary and high .....	277	
Free textbooks, adoption of, .....	247	
High: Bond limit, rate, term, repeal of (Chapter 83) Definition of, to provide for junior, senior and six- year .....	327	
	409	
Districts, creation of (Chapter 188) .....		120
Special tax levies for .....		119
Standards of promotion and accrediting of and ex- aminations by eighth graders (Chapter 92) .....	111	
Minimum salary for teachers in, contracts for extra training, authority to exceed minimum .....	212	
Opening Closed .....	384	
School Board of Administrator; prohibiting dismissal or coercing any public teacher in .....	249	
State correspondence and appropriation (Chapter 220) Students attending outside of county; transfer of ap- portionments (Chapter 106) .....	417	
	232	
Suspension or expulsion of pupils from school; spe- cific age for entrance to .....	248	
Taxes, district schools; increase in permissive levy for high and elementary (Chapter 210) .....	289	
Teachers: certificates: duration and renewal of (Chap- ter 91) .....	108	
Repeal of 75-1314 RCM 1947 providing examin- ations for (Chapter 90) .....	107	
Repeal of 75-2510 RCM 1947 (Chapter 89) .....	106	
Transportation of pupils: who attend non profit schools .....	421	
Depreciation reserve (Chapter 163) .....	234	
Trustees: Authority to issue coupon bonds for pur- pose of constructing or acquiring dwelling for teachers (Chapter 180) .....	238	
Tuition for elementary school pupils attending out- side of district (Chapter 207) .....	235	
Uniform system of free public; application for ap- proval as isolated school .....	230	

	H. B.	S. B.
Uniform system of free public: changes in budget by budget board .....	478	
Election of in 2nd and 3rd class of nominees for .....	380	
Seeds and plants: Certification of state certified (Chapter 11) .....	43	
Silicosis: See "Workmen's Compensation"		
Small loan act .....	283	
	342	
	378	
Soil Conservation Committee and districts: (Chapter 46)	38	
Soil Conservation Committee: State, appointment of farmer members and filling vacancies (Chapter 21) ..	37	
Sports, contests, baseball, etc., influencing decisions by giving anything of value, prohibition .....	18	
State: Board of Examiners: Authorizing expenses (vetoed) .....		58
		Sub. 58
Authority to fix number, compensation and tenure of employees of Civil Executive officers, except when, Board of Health: Industrial Hygiene, division of, authority to make investigations .....	376	
Powers of and providing for consolidation and reorganization of divisions of .....	339	
Board of Land Commissioners: Authorizing sell certain tracts (Chapter 104) .....	265	
Controller: Creation of office, defining duties (Chapter 194) .....	219	
Grain Inspection Laboratory: (Chapter 195) .....	137	
Grazing Lands, rental rates (Chapter 229) .....	138	
Hospital: Dormitory, appropriation for construction of building .....	270	
Receiving hospital building .....	128	
Voluntary applications for admission to .....	127	35
Laboratory Building:		
Bonds for construction and furnishing .....	298	
Lands and Investments:		
Salaries and compensation of officers and employees of (Chapter 164) .....	241	
Lands: Default in payment (Chapter 159) .....		139
Easements for public purposes (Chapter 99) .....	195	
Exchange of with U. S. and with counties; validating action of State Land Board (Chapter 117)	400	
Royalty payable under oil and gas leases on (Chapter 61) .....	98	
Terms of payment by purchasers of .....	280	
Office Building: Changing name of to Charles M. Russell Memorial Building .....		34
Orphans' Home: Free higher education to certain inmates of .....	187	
Prison: Supplementary Appropriation .....	26	
Training School at Boulder .....	140	
Vocational School: Indian girls, admission of (Chapter 73) .....	368	
Stilwell, John O. — repayment of inheritance tax .....	469	
Subversive organizations: Registration of; requiring reports of (Chapter 215) .....	333	
Interim committee to investigate .....	(Page 546-548)	
Summons: Quiet title actions .....	411	



	H. B.	S. B.
Service of process upon Secretary of State (Chapter 122) .....	261	
	Sub. 261	
Superintendent of Public Instruction: Appointment, qualification, compensation, .....	328	
Official staff by providing an elementary supervisor; fixing salary .....	389	
Surveys of school facilities; use of federal funds in (Chapter 114) .....	369	
Support, uniform reciprocal enforcement of (Chapter 222) .....	423	
Tax: On Municipal Bonds by U. S. — D'Ewart's letter (Page 643) .....		
Taxation: See also "Cities and Towns" — "Gasoline Taxes" — "Motor Vehicles" — Airline flight property — duties State Board of Equalization" .....	131	
Assessment of personal property in a county other than that of the owner (Chapter 34) .....	63	
Bridge, levy and collection .....		129
Classification: of lands for .....	348	22
of property for (Chapter 178) .....	154	
of property for (Chapter 45) .....	25	
of property for .....	347	
Collection of income taxes in jeopardy; termination of taxable period; collection procedure .....	304	
Collection of personal property taxes not a lien on real property (Chapter 23) .....	66	
Cooperatives, under corporation license tax .....	388	
Corporation license tax; clarifying allowed deduction of federal income tax .....	305	
deductions allowed in computing .....	388	
exemptions and deductions .....	379; 402	
report changes in federal net income .....	306	
County Board of Equalization; hearings before, valuation of property by assessor (Chapter 102) .....	208	
relating to hearings before .....	210	
Disposal of licenses and other proceeds of .....	256	
Exemptions: removing all properties of the U. S. ....	394	
proposed constitutional amendment to Art. XXI, Sec. 2 .....	395	
Gasoline and diesel fuel in supply tanks .....	390	
Gasoline dealers: .....	257	
statements and amount of tax payable .....	64	
Income tax: collection of .....	307	
collection by withholding of taxes in default or jeopardy .....	302	
deductions .....	15	
exemptions, veterans and persons in military service (Chapter 17) .....	6	
limiting time for revision of returns .....	310	
non-deductible items in computing .....	308	
rates of and providing for increases in .....	405	
refund of excess payment; tax penalty and interest (Chapter 78) .....		110
Time for filing original and amended returns .....	310	
Unlawful to divulge information contained in returns of (Chapter 110) .....	311	
Income taxpayers to report changes in Federal Income tax returns .....	303	
Inheritance: Clerks of District Courts .....	321	

	H. B.	S. B.
deductions from tax on .....	316	
estate tax, filing copies of federal estate tax, copies of audits .....	317	
exemption of insurance from tax on .....	315	
joint estates, (Chapter 181) .....	314	
jurisdiction of district court in granting letters tes- tamentary (Chapter 79) .....		134
jurisdiction of district court and authority State Board of Equalization .....	326	
non-residents and issuing consents to transfer prop- erty; fee .....	319	
notices and copies on matters pertaining to deter- mination of .....	320	
payment and lien of, ten year limitation, (Chapter 16) .....	31	
reappraisalment and redetermination of tax; time limit, penalty .....	323	
transfer of property of non-resident decedents, .....	318	
Migratory personal property (Chapter 85) .....	51	
Mines: deduction of capital expenditures in deter- mining net proceeds .....	67	
net proceeds of — miner's welfare and retirement funds (Chapter 57) .....	155	
producing vermiculite, perlite (Chapter 50) .....	69	
statements of gross proceeds of .....	79	
Oil producers license .....	65	
Production credit associations (Chapter 35) .....	120	
Road and general levy road tax .....		128
Taxation: State Board of Equalization; hearings and appeals before .....	209	
Trade stimulators .....	68	
U. S. real and personal property held by taxable own- erships (Chapter 212) .....	299	
Vermiculite, perlite, producers license tax .....	69	
Taxes: Collection of in courts of other states; extending comity with other states .....	300	
Decedents and estates, payment of .....	301	
Refund when erroneously or illegally collected (Chap- ter 71) .....	353	
Tax structure of Montana; duty of State Board of Equalization .....	147	
Title insurance: Companies qualifications; guaranty fund; reserve fund; certificate of authority; examin- ations of .....	407	
Tourist courts and homes; .....		113
Trade stimulators: Administration by cities and towns (Chapter 88) .....	105	
Including punch boards, pull cards, etc. ....		30
License tax on .....	68	Sub. 30
Traffic violations: Arrests by sheriffs for violations outside cities and towns .....		6
Transit retail merchants, licensing of (Chapter 113) .....	363	
Travel expense: State officers and employees (Chapter 7) .....		3
Unemployment compensation: Amending with respect to eligibility purposes .....	398	
Benefits; new maximum weekly benefit .....	142	
Contributions by employers .....	406	
Defining certain terms in .....	177	

# SUBJECT INDEX

# INDEX—27

	H. B.	S. B.
Definitions; agricultural and farm labor .....	371	
Penalty for violation of (Chapter 150) .....		116
System of experience rating .....	170	
Uniform accident report, highways, bridges, ferries .....	55	
Uniform reciprocal enforcement of support (Chapter 222) .....	423	
Uniform simultaneous death act (Chapter 20) .....	21	
United States: Assessment and taxation of real and personal property of (Chapter 212) .....	299	
University of Montana: Appropriation for additional building fund of greater, .....	113	
Building bonds, allocation of proceeds (vetoed) .....	75	
Residence halls, building, equipping, control (Chapter 168) .....	446	
Transfer of 1949 appropriation balance (Chapter 226) .....	453	
Vacation leave: State, city and county employees (Chapter 152) .....		126
Veterans: Re-employment of persons completing military or naval service .....	282	
Veterinary Research Laboratory: Appropriating balances for equipping of .....	85	
Veto: H. B. 297 .....	(Page 555)	
H. B. 75 .....	(Page 577, 578)	
H. J. R. 4 .....	(Page 596, 632)	
H. B. 186 .....	(Page 638)	
Water Conservation Board fund (Chapter 148) .....		105
Water: defining ground .....		99
Weed Control and Seed Extermination Districts (Chapter 60) .....	225	
Weed Control Districts (Chapter 59) .....	224	
Weeds, noxious, (Chapter 155) .....		124
		Sub. 124
Encroachments on highways .....		112
Weights and Measures: Berry containers, net weight (Chapter 130) .....		54
Standards (Chapter 143) .....		89
Standards, duties of State Sealer .....	32	
Western Regional Higher Education Compact: .....		108
Approving, ratifying and adopting (Chapter 216) .....	340	
Wills: Inheritance tax laws, jurisdiction of district courts in hearing and determining questions .....	182	
Revocation of by subsequent marriage by testator and by subsequent divorce .....	14	
Workmen's Compensation Act: .....		107
Claimant to appear before Industrial Accident Board Compensation Plan No. 3 — Public corporation as employer .....	152	136
Disfigurement, additional awards for .....	288	
Employment of disabled veterans and others disabled; creating second injury fund; \$10,000 appropriation (Chapter 190) .....	4	
Employer's liability under plan 2 (vetoed) .....		90
Increased compensation in certain cases for injuries received .....	78	
Increasing compensation for injuries (Chapter 48) .....	56	
Increasing compensation to injured workmen in certain cases .....		33

	H. B.	S. B.
Injury producing total disability permanent in character .....	115	
Insurance companies under plan 2, minimum capital structure under .....	293	
Medical and hospital services as approved by board ....	358	
Monthly payments; conversion into lump sum (Chapter 225) .....	447	
Payments by employers under plan 1 .....	254	
Plan 3, deficiency in Industrial Accident fund .....	158	
Policies made subject to act (Chapter 217) .....	359	
Silicosis; increased payment to persons having .....	22	
Yellowstone River Compact: (Chapter 39) .....		72
See also S. J. R. No. 3 .....	(Page 70-78)	



# INDEX TO HOUSE BILLS

Bold face figures refer to roll calls: Thus 296

No.	Title of Bill	Page
1	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the payment of mileage and per diem to the members of the Thirty-second Legislative Assembly and for the payment of per diem to the officers and attaches and for incidental expenses of the Thirty-second Legislative Assembly of the State of Montana." .....	6, 7, 23, 24, 25, 29, 31, 32, 33.
2	Introduced by Committee on Employment: A bill for an act entitled: "An act to fix the compensation of officers and employees of the Thirty-second Legislative Assembly of the State of Montana." .....	6, 7, 23, 24, 25, 29, 31, 32, 34.
3	Introduced by Loble, Magnuson and Smith: A bill for an act entitled: "An act to approve, legalize and adopt as the Laws of Montana the Revised Codes of Montana, 1947, prepared by the code commissioners appointed by authority of Chapter 184 of the Laws of the Twenty-ninth Legislative Assembly of Montana of 1945 and Chapter 266 of the Laws of the Thirtieth Legislative Assembly of Montana of 1947." .....	6, 29, 35, 41, 42, 43, 112, 114, 119, 149, 168.
4	Introduced by Loble, McElwain, Emmons and Norby. A bill for an act entitled: "An act to amend that portion of the Workmen's Compensation Act contained in Chapter 7 of Volume 6 of the Revised Codes of Montana of 1947 by adding thereto a new section to be known as Section 92-709A; encouraging the employment of disabled veterans and other disabled persons; providing for payment of workmen's compensation for a second injury; creating a second injury fund in the Industrial Accident Board through payments from employers, insurers, and the Industrial Accident Fund; appropriating ten thousand and no/100 (\$10,000.00) dollars from the Industrial Accident Fund for the purposes of this act and providing for the repayment thereof." .....	33, 57, 58, 107, 124, 139, 141, 144, 378, 384, 567, 576, 579, 599, 605, 606, 619, 654, 655.
5	Introduced by Jensen and Tripp. A bill for an act entitled: "An act to amend Sections 94-7817 and	

No.	Title of Bill	Page
	94-7818, Revised Codes of Montana, 1947, relating to discharge of pauper prisoners and other cases."	33, 46.
6	Introduced by Nixon, Loble, McElwain, Aronow, Van Dyke and O'Connor. A bill for an act entitled: "An act to amend Section 84-4907 of the Revised Codes of Montana, 1947, as amended by Chapter 63, Laws of 1949, by exempting from payment of income taxes certain benefits, compensation and allowances paid by the veterans' administration of the United States government to veterans of military service, and certain payments of the United States government to persons on active military service; repealing all acts and parts of acts in conflict herewith." .....	33, 41, 48, 51, 52, 55, 202, 209, 219, 296, 298, 304.
7	Introduced by Committee on Judiciary. A bill for an act entitled: "An act to amend Section 93-303, Revised Codes of Montana, 1947, relating to salaries of district judges and providing for an increase in such salaries." .....	39, 40, 44, 51, 52, 55, 504, 505, 509, 515, 516, 521, 595.
8	Introduced by McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-801 of the Revised Codes of Montana of 1947 relating to the definition of convention or primary meetings." .....	40, 46, 91, 98, 111, 113.
9	Introduced by McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-802 of the Revised Codes of Montana of 1947 relating to certificates of nomination and what they are to contain." .....	40, 46, 91, 98, 111, 114.
10	Introduced by McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-910 of the Revised Codes of Montana of 1947 relating to petitions for nomination and the filing thereof." ....	40, 46, 91, 98, 114, 115, 119, 504.
11	Introduced by Loble, Anderson (Cascade), Holtz, Cook and Graybill. A bill for an act entitled: "An act to appropriate money for the purpose of providing for a statue of the late Charles Marion Russell to be placed in the National Statuary Hall in the National Capitol Building in Washington, D. C." .....	43, 550.
12	Introduced by Schiltz, Loble and Dwyer. A bill for an act entitled: "An act providing the method of extending the period of the corporate existence	

No.	Title of Bill	Page
	of foreign corporations or joint stock companies in the State of Montana." .....	43, 46, 48, 56, 62, 65, 66, 127, 130, 133, 149, 168.
13	Introduced by O'Connor, Mackay, Scofield, Esp, Page (Missoula), Gebhardt, Brownfield, Sagunsky and Corcoran. A bill for an act entitled: "An act to repeal Chapter 208 of the Session Laws of 1949 of the State of Montana, providing for a tax on trucks, trailers, semi-trailers, and automobiles operating upon the highways of the State of Montana; providing for the collection of such a tax, the disposal of the funds and other matters." .....	43, 48, 68, 80, 84, 86, 87.
14	Introduced by Sykes. A bill for an act entitled: "An act to amend Section 91-127 of the Revised Codes of Montana of 1947 relating to the revocation of a will by subsequent divorce as to the divorced spouse." .....	43, 46, 48, 57, 61, 131.
15	Introduced by Smith, O'Connor and Seifert. A bill for an act entitled: "An act to amend Section 2295.8 of the Revised Codes of Montana, 1935 (now Section 84-4910, Revised Codes of 1947) as amended by Chapter 207 of the Laws of the Thirty-first Legislative Assembly of the State of Montana (1949) relating to income tax deductions." .....	46, 325, 392, 418, 427, 428, 552.
16	Introduced by Smith and Atkinson. A bill for an act entitled: "An act relating to courses in applied music for students in the elementary and secondary public schools; providing for school credits for private instruction at the pupil's expense outside of school hours in the various fields of music by teachers to whom certificates in applied music have been issued by the State Board of Education under the provisions of Subdivision 10 of Section 75-2504, Revised Codes of Montana, 1947; defining the term "applied music"; placing the responsibility of outlining the proper courses of study, the determination of the allowance of credits to students, and the entire supervision of the applied music field of the public schools in the State Board of Education acting through the State Department of Public Instruction; and repealing all acts and parts of acts in conflict herewith." .....	46, 69, 85, 93, 94, 97, 504, 510, 511, 512, 518.
17	Introduced by Committee on Judiciary. A bill for act entitled: "An act to amend Section 91-2702 of the Revised Codes of Montana of 1947, relating	

No.	Title of Bill	Page
	to giving of notice to creditors of deceased persons." .....	47, 62, 69, 84, 85, 86, 88, 169, 180, 311.
18	Introduced by Foley and Dwyer. A bill for an act entitled: "An act to prohibit the giving, promising or offering or the causing to be given, promised, or offered to any participant or to any persons expecting to participate in any professional or amateur sport, contest, baseball, football, hockey, basketball, boxing, tennis or polo game, or to any employee, steward, trainer, judge, starter, policeman, manager or coach, any valuable thing with intent to influence the losing or limiting the margin of victory of any such professional or amateur game, sport, or contest, or the soliciting or acceptance of any valuable thing therefor; providing a penalty therefor; and repealing all acts in conflict herewith." .....	48, 58, 70, 84, 85, 90, 92, 131.
19	Introduced by Rostad. A bill for an act entitled: "An act to repeal Chapter 203 of the Session Laws of Montana of 1949, relating to a system of state examination for master and journeyman plumbers; fixing the fees to be charged for state licenses, and the disposition of the fund so created, and providing penalties for the violation of the provisions of this act." .....	50, 85, 168.
20	Introduced by Rostad and Haines (Flathead) and Haines (Missoula). A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana an amendment to the Constitution of the State of Montana, limiting the tenure of office of governor to two successive terms, and amending Article VII, Section I, to so provide." .....	50, 85, 367.
21	Introduced by Committee on Judiciary. A bill for an act entitled: "An act providing for the disposition of property where there is no sufficient evidence that persons have died otherwise than simultaneously, and to make uniform the law with reference thereto, and repealing paragraph forty (40), Section 93-1301-7, Revised Codes of Montana of 1947." .....	50, 63, 80, 84, 85, 90, 92, 328, 343, 344, 378.
22	Introduced by Emmons. A bill for an act entitled: "An act to amend Chapter 82 of the Montana Session Laws of 1937, as amended by Part IX of Chapter 5 of the Montana Session Laws of 1941, as amended by Chapter 216 of the Montana Session Laws of 1947 and as amended by Chapter 192 of the Montana Session Laws of 1949, by amending Sections 4 and 8 of Part IX of Chapter 5, of the Montana Session Laws of 1941, pro-	

No.	Title of Bill	Page
	viding increased payments to persons having silicosis as defined in the act, by authorizing such additional appropriations as may be necessary to make such increased payments, and repealing all acts and parts of acts in conflict herewith." ....	50, 85, 315, 344, 357, 358, 359.
23	Introduced by Social Security Committee. A bill for an act entitled: "An act to authorize in certain instances the boards of county commissioners to levy an additional tax of not to exceed four (4) mills for the county poor funds." .....	50, 63, 69, 84, 85, 86, 87, 152, 174, 175, 201.
24	Introduced by Social Security Committee (by request). A bill for an act entitled: "An act to provide for aid to the permanently and totally disabled persons in need, making provision for administration, setting forth eligibility requirements, determination of permanent and total disability, determining amount of assistance, the method of application for assistance, the county share of participation, the investigation of applications, appointment of guardians, change of residence of recipients, and repealing all other acts and parts of acts in conflict herewith." .....	50, 85, 290, 313, 332, 333, 335, 442, 447, 449, 553, 559, 563, 602, 607, 618.
25	Introduced by Leuthold, Peters, Purdy, Wilson (Judith Basin), Atkinson, Barrett, Michels, Cook, Holtz, Andersen (Richland). A bill for an act entitled: "An act to amend Section 84-301 of the Revised Codes of Montana, 1947, relating to classification of property for taxation." .....	51, 85, 154, 190, 209, 210, 219, 467, 473, 474, 480, 481, 485, 487.
26	A bill for an act entitled: "An act appropriating money from the general fund for operation and maintenance of the state prison for the months of January and February of the year 1951, the appropriation made therefor by the Thirty-first Legislative Assembly having been found to be insufficient." .....	51, 54, 57, 61, 62, 63, 64, 85, 112, 119, 126, 165.
27	Introduced by Nixon, Watkins and Purdy. A bill for an act entitled: "An act to amend Section 50-506 of the Revised Codes of Montana, 1947, as amended by Section 24 of Chapter 185, Session Laws of 1949, relating to explosives and blasting and repealing all acts or parts of acts in conflict therewith." .....	54, 85, 111.



No.	Title of Bill	Page
28	Introduced by Loble, Peters and Sykes. A bill for an act entitled: "An act to amend Section 11-1815 of the Revised Codes of Montana, 1947, relating to the fixing of a maximum salary of the chief of police, in cities of the first class; providing the amount of such maximum salary, and repealing all acts and parts of acts in conflict herewith." ....	54, 68, 82, 85, 93, 94, 97, 152, 174, 175, 201.
29	Introduced by Loble, Peters and Sykes. A bill for an act entitled: "An act to amend Section 11-730 of the Revised Codes of Montana, 1947, relating to fixing a maximum salary of chief of police in cities of the second and third class; providing the amount of such maximum salary, and repealing all acts and parts of acts in conflict herewith." .....	54, 68, 80, 84, 85, 86, 88, 152, 174, 175, 201.
30	Introduced by Smith. A bill for an act entitled: "An act to amend Section 10-622 of the Revised Codes of Montana, 1947, providing for an increase in the maximum salary which can be paid to the chief probation officer and further providing for an increase in the maximum salary which can be paid to deputy probation officers, providing for an effective date of this act and repealing all acts and parts of acts in conflict herewith." .....	54, 85, 86, 98, 114, 115, 119, 354, 364, 365, 377, 379, 384.
31	Introduced by Graybill. A bill for an act entitled: "An act to amend Section 91-4415 of the Revised Codes of Montana, 1947, relating to payment and lien of inheritance tax, to provide a ten-year limitation on the period of time during which unpaid inheritance tax constitutes a lien on property transferred." .....	54, 63, 69, 84, 85, 86, 88, 169, 190, 191, 209, 252.
32	Introduced by Andersen (Richland) by request. A bill for an act entitled: "An act to amend the following sections of the Revised Codes of Montana, 1947, Section 90-101, Section 90-125, Section 90-126, Section 90-136, Section 90-137, Section 90-147, relating to standards of weights and measures, duties of the state sealer of weights and measures and acts forbidden, penalty for using false weights, and amendments to provide that the state sealer of weights and measures shall have authority to declare illegal and remove from use scales found unreliable for accurate weighing; providing that the state sealer of weights and measures shall have authority to supervise and regulate scale repairmen operating in the State of Montana; providing that the state sealer of weights and measures is authorized to make and	

No.	Title of Bill	Page
	promulgate rules and regulations; and repealing all acts and parts of acts in conflict herewith." .....	54, 85, 106, 190.
33	Introduced by O'Connor and Phillips. A bill for an act entitled: "An act creating and establishing a fund to be known as the 'post-war reconstruction reserve fund' and appropriating moneys thereto; providing for the investment thereof; providing for its use; declaring this to be a supplementary appropriation bill; and declaring that an emergency exists, and repealing all acts and parts of acts in conflict herewith." .....	54, 85, 612.
34	Introduced by Magnuson, Graybill, Schiltz, Wiedman. A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana, an amendment to Article VIII, Section 24 of the Constitution of the State of Montana relating to the establishment and abolition of inferior courts within the State of Montana and to provide for their jurisdiction and repealing Sections 20, 21, 22 and 23 of Article VIII of the Constitution." .....	55, 85, 394.
35	Introduced by Page (Granite). A bill for an act entitled: "An act to amend Section 94-35-108 Revised Codes of Montana, 1947, relating to malpractice by physicians and surgeons, providing that malpractice shall constitute a felony, providing for penalties therefor, and repealing all acts or parts of acts in conflict therewith." .....	58, 85, 96.
36	Introduced by Tripp, Barnard, Cook, Goodgame, Anderson (Cascade), Holtz and Karlberg. A bill for an act entitled: "An act to amend Section 71-403, Revised Codes of Montana, 1947, as amended by Chapter 47, Section 2, of the Laws of 1949, relating to the amount of old age assistance and repealing all acts in conflict therewith." .....	58, 85, 307.
37	Introduced by Sales, Holtz, Cook, Peters, Hawks, Wilson (Judith Basin), Michels, Haines (Flathead), Hanford, Leuthold and Anders. A bill for an act entitled: "An act to amend Part A of Section 76-104, Revised Codes of Montana, 1947, relating to the composition of the State Soil Conservation Committee; providing for the selection and appointment of farmer members; providing for filling of vacancies." .....	59, 85, 136, 175, 190, 196, 340, 343, 344, 378.
38	Introduced by Sales, Holtz, Cook, Peters, Hawks, Wilson (Judith Basin), Michels, Haines (Flathead), Hanford, Leuthold and Anders. A bill for an act entitled: "An act to amend Chapter 1 of Title 76, Revised Codes of Montana, 1947, relating to the creation and powers of the State Soil Conservation Committee and soil conservation districts; to add thereto provisions for procedure	

No.	Title of Bill	Page
	for changing the names of districts for dividing and consolidating districts; repealing all acts and parts of acts in conflict." .....	59, 85, 136, 161, 175, 179, 469, 480, 481, 485, 487.
39	Introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-2252 of the Revised Codes of Montana, 1947, relating to the maintenance and the assessment of costs for lighting systems in special improvement districts within cities and towns, and removing the three-year limitation on contracts entered into by city or town councils to provide for the maintenance of lighting systems, and repealing all acts or parts of acts in conflict therewith." .....	59, 81, 85, 90, 102, 105, 109, 413, 438, 553, 559, 560, 602, 607.
40	Introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-964 of the Revised Codes of Montana, 1947, relating to the powers of city and town councils to dispose of or lease city property and permitting a city or town council to dispose of or lease street lighting systems under certain conditions, and repealing all acts or parts of acts in conflict therewith." .....	59, 81, 85, 102, 105, 107, 122, 130, 133, 413.
41	Introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-2008 of the Revised Codes of Montana, 1947, relating to the establishment of fire districts in unincorporated towns, and permitting the boards of county commissioners of counties to levy a special tax to pay the consideration provided for in any contract by such district for the furnishing of electricity, gas, water, heat and maintenance charges, and repealing all acts or parts of acts in conflict therewith." .....	59, 81, 85, 90, 94, 102, 103, 105, 107, 142, 158, 165, 174, 413.
42	Introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-1202, of the Revised Codes of Montana of 1947, as amended by Chapter 139 of the Laws of Montana of 1949, relating to limits under which municipal corporations may contract for work, or for supplies, or for material, and providing for the exclusion of certain contracts entered into by municipalities from the limitations of said sec-	

No.	Title of Bill	Page
	tion, and repealing all acts or parts of acts in conflict therewith." .....	59, 81, 85, 90, 94, 102, 105, 110, 413, 438, 553, 559, 560, 602, 607.
43	Introduced by Haines (Flathead), Sales, Sykes, Atkinson and Brownfield. A bill for an act entitled: "An act providing for certification of state certified seeds or plant parts intended for propagation or sale; to authorize certification of such seeds or plant parts through Montana State College, hereafter referred to as the college, or its designated agents; to regulate the relations of said college to its designated agents; to regulate the relations of said college to its certifying agents and its financial responsibility for certification work done by its agents; to provide such certification shall be on a self-supporting basis; to provide for the manner and form of certification; and to provide penalties for violations of the act." .....	59, 62, 69, 84, 85, 90, 92, 94, 185, 190, 191, 209, 221.
44	Introduced by Harpster, Page (Missoula) and Brownfield. A bill for an act entitled: "An act to amend Section 43-104 of the Revised Codes of Montana, 1947, for the purpose of apportioning the membership of the House of Representatives in the Legislative Assembly in accordance with the federal census enumeration of the inhabitants of the several counties of Montana taken in 1950." .....	60, 85, 94, 288.
Sub. 44	Introduced by Committee on Privileges and Elections: A bill for an act entitled: "An act to amend Sections 43-103 and 43-104 of the Revised Codes of Montana, 1947, for the purpose of apportioning the membership of the House of Representatives in the Legislative Assembly in accordance with the Federal census enumeration of the inhabitants of the several counties of Montana taken in 1950." .....	290, 344, 357, 371, 372, 386, 388, 566, 576, 579, 611, 628.
45	Introduced by Graybill and Loble. A bill for an act entitled: "An act to amend Section 23-605 of the Revised Codes of Montana, 1947, relating to compensation of election officers." .....	60, 85, 94, 96, 103, 114, 115, 120, 169, 190, 191, 209, 221.
46	Introduced by Haines (Missoula), Page (Missoula), Lockridge, Iten, Reed and Karlberg. A bill for an act entitled: "An act to provide for public cemetery districts containing territory located in two or more adjoining counties, to be established by joint action of the boards of county commission-	

No.	Title of Bill	Page
	ers of the counties involved, and operated by trustees appointed by the county commissioners of the interested counties with powers and duties as provided by the public cemetery act." .....	60, 65, 80, 84, 85, 86, 88, 94, 103, 170.
47	Introduced by Brownfield and Rostad. A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana of an amendment to Section two (2) of Article nine (IX) of the Constitution of Montana, relating to the qualifications of electors." .....	60, 85, 94, 103, 168, 196, 209, 210, 218, 239, 267, 286, 287, 291.
48	Introduced by Sykes, Harpster, Andersen (Richland), Reed, Atkinson and Goodgame. A bill for an act entitled: "An act to provide for a continuing program of conservation education in the public elementary and secondary public schools of Montana, and through the six units of the Greater University of Montana; providing for field services in the area of conservation education through the staff of Montana State College and the Montana State University; providing for at least one workshop each year at Western Montana College of Education, Eastern Montana College of Education and Northern Montana College; providing for an elementary school supervisor in the department of public instruction; providing that the type of program to be recommended to the schools of the state be determined by the State Board of Education in co-operation with the State Superintendent of Public Instruction; providing for appropriations to carry out the provisions of this act; repealing all acts and parts of acts in conflict herewith; providing for the effective date of this act." .....	60, 85, 94, 103, 168.
49	Introduced by Page (Granite). A bill for an act entitled: "An act to repeal Sections 26-601, 26-602, 26-603, 26-605, Revised Codes of Montana, 1947, relating to the power of the fish and game commission to dispose of elk, antelope, moose and deer when increasing in number and damaging property." .....	60, 84, 85, 94, 103.
50	Introduced by Sykes, Omholt, Cowley, Peters, Sanguis, Sales, and McElwain. A bill for an act entitled: "An act requiring all state buildings, county court houses and school buildings to display the state flag." .....	63, 85, 94, 103, 125.
51	Introduced by Brenner, Hawks and Higgins. A bill for an act entitled: "An act to provide for the	



No.	Title of Bill	Page
	assessment, levy and collection of taxes on all migratory personal property brought, driven or coming into this state after the regular annual assessment date of such property; providing the procedure therefor; requiring owners or agents to give notice of intention to drive or bring livestock into this state or to move such property from one county to another and providing for the division and proration of taxes in certain instances." .....	63, 85, 94, 103, 216, 298, 305, 307, 534, 536, 542, 573, 574, 577, 595.
52	Introduced by Dokken, Loble, Gebhardt and Foley. A bill for an act entitled: "An act to amend Section 84-4701 of the Revised Codes of Montana, 1947, relating to the limitation on amount of tax levy for general municipal or administrative purposes in cities and towns; providing for the distribution of the funds derived therefrom by the council or commission in each city or town; providing the limitation on the amount of tax levy for parks, swimming pools, skating rinks, playgrounds, civic centers, youth centers, museums and combinations thereof; amending said section by raising the limitation on the tax levy for general or administrative purposes from one and four-tenths (1.4) per centum for cities of thirty-five thousand (35,000) population or over and from one and three-fourths (1¾%) per centum for all other cities and towns to two (2%) per centum for all cities and towns based on the per centum of assessed value of the taxable property of the city or town." .....	53, 85, 94, 103, 324, 367, 385, 386, 389, 598, 629, 630, 633.
53	Introduced by Gebhardt. A bill for an act entitled: "An act to amend Title 4, Section 4-170 (3) of the Revised Codes of the State of Montana, 1947, relating to the advertising of beer, as said term is defined by the laws of the State of Montana, repealing acts or parts of acts in conflict therewith." .....	65, 85, 94, 103, 294.
Sub. 53	Introduced by Committee on Liquor Control. A bill for an act entitled: "An act to amend Section 4-170 of the Revised Codes of the State of Montana, 1947, relating to the advertising of beer, as said term is defined by the Laws of the State of Montana, repealing acts or parts of acts in conflict therewith." .....	295, 306, 312, 313, 316.
54	Introduced by Loble. A bill for an act entitled: "An act to amend Section 11-1832 of the Revised Codes of Montana, 1947, relating to a minimum wage	

No.	Title of Bill	Page
	to be paid police officers in cities of the first and second class; providing the amount of such minimum wage; and repealing all acts and parts of and parts of acts in conflict herewith." .....	65, 85, 94, 103, 194, 221, 286, 287, 292, 468, 473, 474, 480, 481, 487.
55	Introduced by Loble. A bill for an act entitled: "An act to amend Title 32, Section 32-1213, Revised Codes of the State of Montana, 1947, of the uniform accident report act to provide that any person in any way involved in an accident or who shall have suffered injuries to his person, or property shall, or his representative thereunto duly authorized in writing, have the right of access and examination of such accident reports and supplemental reports and the records of the supervisor in relation to said accident, repealing acts or parts of acts in conflict therewith." .....	65, 70, 85, 93, 94, 97, 103, 354, 373, 484.
56	Introduced by Committee on Workmen's Compensation. A bill for an act entitled: "An act to amend Section 92-701, 92-702, 92-703, 92-704 and 92-709 of the Revised Codes of Montana of 1947 as amended by Chapter 7 of the Session Laws of the State of Montana of 1949, all relating to compensation for injuries to workmen by increasing compensation in cases of: temporary, total, and total-partial disabilities, for injuries causing death, and for specified injuries." .....	66, 94, 103, 126, 134, 147, 148, 149, 467, 478, 479, 485, 487.
57	Introduced by Magnuson, Wiedman, Aronow and McElwain. A bill for an act entitled: "An act to amend Section 93-1906 of the Revised Codes of Montana of 1947, relating to salary and expenses of stenographer, apportionment thereof, and repealing all acts and parts of acts in conflict herewith." .....	66, 94, 103, 193, 221, 286, 287, 291, 467, 473, 474, 480, 481, 487.
58	Introduced by Cook, Tripp, Holtz, Karlberg and Hess. A bill for an act entitled: "An act prohibiting certain practices of discrimination by employers, employment agencies, labor organizations and others because of race, color, creed, national origin or ancestry; creating the Montana fair employment practices commission; defining its functions, powers, and duties; providing for its	

No.	Title of Bill	Page
	procedure, enforcement powers, and judicial review; imposing penalties." .....	66, 85, 86, 94, 103, 105, 158.
59	Introduced by Wiedman. A bill for an act entitled: "An act to amend Section 23-929 of the Revised Codes of Montana, 1947, pertaining to the election and organization of county and city central committeemen and committeewomen." .....	66, 94, 96, 103, 105, 121, 130, 476, 478, 498, 502, 518.
60	Introduced by Esp and Scofield. A bill for an act entitled: "An act to amend Section 16-2021, Revised Codes of Montana, 1947, relating to petition and election required for county bonds issued for the purpose of making additions to, and repairing public buildings, and for the purpose of furnishing and equipping the same; and repealing all acts and parts of acts in conflict therewith." .....	79, 81, 94, 102, 105, 110, 395.
61	Introduced by McElwain and Loble. A bill for an act entitled: "An act to amend Section 59-510 of the Revised Codes of Montana of 1947, relating to office hours of public officers." .....	79, 91, 103, 114, 115, 120, 328, 343, 344, 378.
62	Introduced by Wiedman. A bill for an act entitled: "An act to provide for the conveyance of lands and interests in lands or other property owned by the state within Glacier National Park to the United States at one-half of an agreed appraised value, without competition; repealing all acts and parts of acts in conflict herewith; providing for an appropriation by the state for credit to the State School and Capitol Building funds; and also providing an effective date." .....	79, 315.
63	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to repeal Section 84-416 of the Revised Codes of Montana of 1947 relating to assessment of personal property situated in a county other than that of the owner." .....	79, 112, 124, 139, 141, 144, 340, 350, 351, 395.
64	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-1802 of the Revised Codes of Montana of 1947, as amended by Section 1, Chapter 202, Laws of the Thirty-first Legislative Assembly, relating to gasoline dealers' statements and amount of tax payable by such dealers." .....	79, 217.
65	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-2204 of the Revised Codes of	

No.	Title of Bill	Page
	Montana of 1947, relating to oil producers license tax and determination of gross value of product."	79, 111, 124, 139, 141, 143, 216.
66	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-4201 and 84-4202 of the Revised Codes of Montana of 1947, relating to the collection of personal property taxes not a lien on real property." .....	79, 112, 124, 139, 141, 144, 321, 343, 344, 378.
67	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-5404 of the Revised Codes of Montana of 1947, relating to deduction of capital expenditures in determining net proceeds." .....	79, 112.
68	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-5702 of the Revised Codes of Montana of 1947, relating to license tax on trade stimulators." .....	79, 325.
69	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of mining ore containing vermiculite, perlite, kerrite, maconite, or any other micaceous minerals or hydrous silicates or engaged in working or operating any mine or mining property in the State of Montana from which such minerals are mined, produced or extracted, to pay to the State Board of Equalization for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this act." .....	80, 217, 298, 305, 308, 469, 480, 481, 485, 487.
70	Introduced by Sykes. A bill for an act entitled: "An act to amend Section 91-3801, Revised Codes of Montana, 1947, relating to proceedings to determine heirship and repealing all acts and parts of acts in conflict herewith." .....	82, 123, 134, 147, 148, 150, 340, 364, 365, 377, 379, 384.
71	Introduced by McElwain. A bill for an act entitled: "An act to amend Section 91-3802, Revised Codes of Montana, 1947, relating to proceedings to determine heirship and interest in estates and re-	

No.	Title of Bill	Page
	pealing all acts and parts of acts in conflict herewith." .....	82, 123, 134, 147, 148, 150, 340, 364, 377, 379, 384.
72	Introduced by Dwyer. A bill for an act entitled: "An act to amend Section 91-521, Revised Codes of Montana, 1947, relating to the duties of executors and administrators in estates involving alien heirs and repealing all acts and parts of acts in conflict herewith." .....	82, 123, 141, 158, 161, 162, 340, 365, 377, 379.
73	Introduced by Schiltz. A bill for an act entitled: "An act to amend Section 91-520, Revised Codes of Montana, 1947, relating to receipt of estates by aliens in foreign country and setting forth the conditions under which non-resident aliens may qualify as an heir, devisee and/or legatee in Montana, and repealing all acts and parts of acts in conflict herewith." .....	82, 123, 147, 148, 150, 340, 363, 364, 377, 379, 384.
74	Introduced by Dwyer and Aronow. A bill for an act entitled: "An act to amend Section 91-512, Revised Codes of Montana, 1947, relating to the duties of the attorney general; employment of special assistant, and to increase the salary of the special assistant and to provide for expenses; repealing all acts and parts of acts in conflict herewith." .....	82, 168.
75	Introduced by McElwain, O'Connor and Taylor. A bill for an act entitled: "An act to amend Chapter 88 of the Session Laws of the Thirty-first Legislative Assembly, 1949, directing the State Board of Examiners to issue University of Montana building bonds of the State of Montana under the provisions of Chapter 249 of the Thirtieth Legislative Assembly, 1947, which law was submitted to the vote of the electors of the state at the general election held in the State of Montana on November 2, 1948, and received a majority of the votes cast for and against it at said election; and which law provided that moneys derived from the sale of said bonds should be used for the purpose of construction and equipping of necessary buildings, other permanent improvements, acquisition of necessary grounds therefor, in and about the University of Montana, consisting of the six units thereof now existing: namely Montana State University at Missoula, Montana State College at Bozeman, Montana School of Mines at Butte, Montana State Normal College at Dillon, Eastern Montana State Normal School at Billings, and the Northern Montana College at Havre; provided for the serial issuance of said bonds, and limited the use of the funds for the purposes set forth,	



No.	Title of Bill	Page
	and validated such use, and providing for the allocation of the proceeds of said bonds to the several institutions therein named." .....	83, 107, 141, 158, 161, 162, 467, 478, 479, 485, 577, 578.
76	Introduced by Aronow. A bill for an act entitled: "An act appropriating money to the attorney general for the following purposes: To enable the attorney general to hire expert witnesses in the trial of escheated estates; to order and pay for the taking of depositions of necessary witnesses in escheated estates; to employ counsel to represent the State of Montana in the taking of depositions and interviewing witnesses; to subpoena witnesses and to pay their fees and necessary traveling expenses; to order and secure original documents and photostats thereof and in general to further the enforcement of the escheated property act and declaring an emergency, and repealing all acts and parts of acts in conflict herewith." .....	83, 383.
77	Introduced by Emmons. A bill for an act entitled: "An act to amend Section 11-1104 of the Revised Codes of Montana of 1947 by adding thereto a sub-section prohibiting re-enactment of ordinances repealed by initiative of the voters." .....	83, 106, 134, 147, 148, 150, 328, 343, 344, 378.
78	Introduced by Emmons, Michels, Trout, Jensen and McBride. A bill for an act entitled: "An act to amend Sections 92-701, 92-702, 92-703, 92-704, Revised Codes of Montana, 1947, as amended by Chapter 7, Montana Session Laws of 1949, relating to compensation for injuries to workmen, by increasing compensation in cases of: temporary, total, and total partial disabilities and for injuries causing death." .....	83, 126.
79	Introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-5402 of the Revised Codes of Montana of 1947, relating to statements of gross yield of mines." .....	83, 217.
80	Introduced by Magnuson, Loble, Gebhardt, Blewett, Karlberg, Harpster and Trout. A bill for an act entitled: "An act to amend Chapter 293 of the Session Laws of the Thirtieth Legislative Assembly of the State of Montana for 1947, providing for minimum compensation for duly appointed and confirmed members of paid fire departments of cities and towns of the first or second class, and providing for the repeal of acts insofar as they are in conflict herewith." .....	91, 194, 221, 286, 287, 292, 468, 473, 474, 480, 481, 487.

No.	Title of Bill	Page
81	Introduced by Magnuson. A bill for an act entitled: "An act to amend Section 26-104 of the Revised Codes of Montana of 1947, by adding a sub-section to be known as (24), empowering the Fish and Game Commission to set aside certain areas and seasons wherein big game animals may be hunted only by the bow and arrow; providing for fixing license fees to be paid, in addition to fees for regular licenses for hunting big game." .....	91, 106, 134, 147, 148, 151.
82	Introduced by Graybill. A bill for an act entitled: "An act to amend Section 11-1604 of the Revised Codes of Montana, 1947, relating to when judge of police court cannot act, to provide for calling in qualified elector if justice of the peace unavailable or unwilling to act, and repealing all acts or parts of acts in conflict herewith." .....	91, 100, 115, 130, 133, 218.
83	Introduced by Graybill. A bill for an act entitled: "An act to amend Section 11-726 of the Revised Codes of Montana, 1947, relating to salaries of police judges, to provide increase in maximum salaries, and repealing all acts or parts of acts in conflict herewith." .....	92, 107, 124, 139, 141, 145, 170.
84	Introduced by Foley and Emmons. A bill for an act entitled: "An act to amend Section 4-439, Revised Codes of Montana, 1947, pertaining to alcoholic beverages and providing for revocation of license and penalties violating the Montana retail liquor license act, and repealing all acts or parts of acts in conflict therewith." .....	96, 288, 305, 312, 313, 316, 534, 536, 537, 555, 564, 602, 607, 619.
85	Introduced by Esp and Scofield. A bill for an act entitled: "An act appropriating all balances of money remaining in the appropriation made under the provisions of House Bill No. 38, Laws of 1949, from the State Treasury for the equipping of the Veterinary Research Laboratory at the Montana Agricultural Experiment Station and for necessary improvements; and repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act." .....	96, 168, 221, 286, 287, 292, 467, 478, 479, 485, 487.
86	Introduced by Esp, Working and Scofield. A bill for an act entitled: "An act to amend Section 75-1813 Revised Codes of Montana, 1947, allowing any two or more school districts to consolidate;	

No.	Title of Bill	Page
	and repealing all acts or parts of acts in conflict therewith." .....	97, 136, 161, 175, 179, 340, 363, 364, 377, 379, 384.
87	Introduced by Valach, Emmons, Haines (Flathead), Sykes and Graybill: A bill for an act entitled: "An act to encourage industrial safety in Montana and providing for employers and employees' duties as to safety; providing code-making power for the Industrial Accident Board and providing for the establishment of safety codes for industry in Montana to take effect in thirty days after the filing of certified copies in the office of the Secretary of State; for the publishing of said codes; permitting the chairman of the Industrial Accident Board to provide for variations in codes; providing for court review of the action of the Industrial Accident Board; establishing penalties for failure to comply with codes; providing for separability." .....	101, 362, 391, 406, 411, 415, 532, 554, 557, 575, 587, 590, 641, 642, 653.
88	Introduced by Haines (Missoula): A bill for an act entitled: "An act relating to commerce in oleomargarine within the State of Montana, defining the terms used in this act, regulating the sale at retail of yellow oleomargarine, requiring public eating places serving yellow oleomargarine to give notice to patrons, regulating the advertising of oleomargarine, requiring that the sale of oleomargarine at retail shall be by net weight, and providing for the labeling thereof, prescribing penalties for the violation of this act, providing for the administration and enforcement of this act by the department of agriculture, labor and industry, the severability of the provisions of this act, the revision and amendment of certain other acts relative to oleomargarine, the repeal of Sections 3-2435, 3-2444, 3-2473, 3-2474, and 3-2475, of the Revised Codes of Montana of 1947, Sections 1 to 23, inclusive, of Chapter 138, Laws of Montana, 1949, approved March 1, 1949, and all other acts and parts of acts in conflict herewith, and providing that the effective date shall be upon passage and approval." .....	101, 342, 343.
89	Introduced by Crist, Aronow and Scofield: A bill for an act entitled: "An act to amend Section 94-2807 of the Revised Codes of Montana, 1947, relating to the publication or broadcast of a true report of public proceedings being privileged: repealing all acts or parts of acts in conflict herewith." .....	101, 116, 124, 139, 141, 145, 202, 216, 227, 287.
90	Introduced by Ways and Means Committee: A bill	

No.	Title of Bill	Page
	for an act entitled: "An act to amend Section 84-1801 of the Revised Codes of Montana of 1947, defining terms used in the gasoline license tax law." .....	101, 126, 148, 158, 161, 162, 469, 480, 481, 485, 487.
91	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 71-314 of the Revised Codes of Montana of 1947, so as to provide that certain payments made by the Federal Government to applicants for welfare assistance shall not be considered in determining amount of relief assistance." .....	101, 294.
92	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Sections 84-5601, 84-5602, 84-5603, 84-5606, 84-5607, 84-5608, 84-5609, 84-5610, and 84-5611 of the Revised Codes of Montana of 1947, relating to cigarette license taxation." .....	102, 347, 379, 403, 411, 415, 552.
93	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 26-341 and Section 26-342 of Chapter 3 of fish and game regulations of the Revised Codes of Montana of 1947, relating to the killing and dressing of game." .....	102, 106, 124, 139, 149, 145, 467, 473, 478, 479, 519, 521, 524, 532, 536, 537, 595.
94	Introduced by MacDonald, by request: A bill for an act entitled: "An act to amend Section 82-1519, Revised Codes of Montana, 1947, relating to the compensation of the chairman and officers of the State Board of Hail Insurance, providing for an annual financial report, increasing the salary of the chairman." .....	107, 193, 221, 286, 287, 293, 467, 473, 475, 480, 481, 485, 487.
95	Introduced by Blikken, Andersen (Richland), Trout, Seifert, and Omholt: A bill for an act entitled: "An act to amend and re-enact Section 32-302, of the Revised Codes of Montana, 1947, relating to powers and duties of County Commissioners respecting highways by adding Section 12 providing for authorizing the County Commissioners of any county to enter into and contract jointly or independently with either the Montana Highway Commission, the United States Bureau of Public Roads or any other Federal Agency for, to buy, or otherwise acquire, right of way, to lay out roads, survey, build, construct, maintain or do any other thing essential in constructing or building farm to market roads, also designated as secondary roads, or feeder roads, by contract,	

No.	Title of Bill	Page
	force account or by any other working agreement on behalf of their respective county, and repealing all acts and parts of acts in conflict herewith." .....	107, 417.
96	Introduced by Blikken, Andersen (Richland), Trout, Seifert, and Omholt: A bill for an act entitled: "An act to amend and re-enact Section 32-1608 relating to the State Highway Commission and Highway Engineer, by authorizing the Montana Highway Commission to enter into any contract with any Board of County Commissioners that elect to contract for, to acquire right-of-way, survey, build, construct and maintain any farm to market secondary and feeder roads within their respective county, by force account or by day labor, or by any other agreement that the County Commissioners may elect, and repealing all acts and parts of acts in conflict herewith." .....	107, 417.
97	Introduced by Nixon and MacDonald: A bill for an act entitled: "An act to provide for a separate account in the County Treasurer's office for funds received from the United States Government or the State of Montana for veterans on-farm training programs in the various school districts of the State of Montana; providing for the board of trustees of each district operating such program to arrange for this account and disburse its funds separate and apart from all other budgets and accounts of the said districts; providing for the use of district reserve funds in the event of insufficient funds in the veterans on-farm training account and providing for the reimbursement of the reserve fund from state or United States funds; providing for the transfer of accumulated balances in the veterans training program account and finally providing that the rules and regulations for the establishment and operation of this account be formulated by the State Board of Education and the State Bank Examiner." .....	108, 123, 134, 143, 353.
Sub. 97	Substitute House Bill No. 97, introduced by Committee on Education. A bill for an act entitled: "An act to provide for a separate account in the county treasurer's office for funds received from the United States government or the State of Montana for veterans on-farm training programs in the various school districts of the State of Montana; providing for the board of trustees of each district operating such program to arrange for this account and disburse its funds separate and apart from all other budgets and accounts of the said districts; providing for the transfer of accumulated balances in the veterans training program account and finally providing that the rules and regulations for the establishment and opera-	



No.	Title of Bill	Page
	tion of this account be formulated by the State Examiner." .....	353, 355, 392, 418, 422, 423, 504, 510, 511, 512, 518.
98	Introduced by Skibby and Fulton: A bill for an act entitled: "An act to amend Section 81-1704 of the Revised Codes of Montana, 1947, relating to royalty payable under oil and gas leases payable to the State of Montana, to provide for the reservation to the state of a flat 12½% royalty of all oil and gas produced and saved under leases of non-proven lands." .....	108, 126, 141, 158, 161, 163, 467, 473, 475, 480, 481, 487.
99	Introduced by Smith and Haines (Missoula): A bill for an act entitled: "An act to amend Section 11-3123 of the Revised Codes of Montana, 1947, as amended by Chapter 189 of the Laws of the 31st Legislative Assembly, 1949, relating to the place where the council shall have its office; the salaries and compensation of the mayor and councilmen for cities operating under the commission form of government; raising the annual salaries for the mayor and each councilman; changing the population limits and fixing the amounts therefor in cities of the first class; repealing all acts and parts of acts in conflict and providing effective date as of date of passage and approval." .....	108, 142, 175, 190, 196, 519, 520, 526, 536, 537, 595.
100	Introduced by Pierce, Leuthold, Harpster, Watkins, and Sagunsky: A bill for an act entitled: "An act to amend Sections 32-1601, 32-1602, 32-1603, 32-1604, 32-1605, 32-1607, 32-1608, 32-1610 and Section 32-1620, relating to the Montana State Highway Commission, providing for an executive committee thereof, relating to the State Highway Engineer; defining powers and duties; repealing all acts and parts of acts in conflict herewith." .....	108, 116, 134, 147, 158, 161, 294.
Sub. 100	Introduced by Committee on Highways and Highway Transportation. A bill for an act entitled: "An act to amend Sections 32-1601, 32-1602, 32-1603, 32-1604, 32-1605, 32-1607, 32-1608, 32-1610 and Section 32-1620, relating to the Montana State Highway Commission, providing for an executive committee thereof, relating to the State Highway Engineer; defining powers and duties; repealing all acts and parts of acts in conflict herewith." .....	294, 295, 313, 333, 349, 367, 371.
101	Introduced by Anderson (Cascade) and Holtz: A bill for an act entitled: "An act to require the State Public Welfare Board of the State of Montana, and all subordinate agencies and officers, in granting aid to needy blind persons, to disre-	

No.	Title of Bill	Page
	<p>gard the first \$50.00 of the earned monthly income of such needy blind persons, and repealing all acts or parts of acts in conflict therewith." .....</p>	108, 294.
102	<p>Introduced by Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-229 of the Revised Codes of Montana, 1947, relating to the disposition of money received by the Montana Liquor Control Board of the State of Montana, authorizing expenditures for administration of the liquor control act, salaries, expenses of officers, agents and employees, expenses in acquiring property and merchandise, prohibiting debts and claims chargeable against the State of Montana, providing for payment of all receipts from taxes and licenses to the state treasury; amending the Section to provide for payment to the state treasury of ninety per cent (90%) in place of 100 per cent of the net proceeds from the operation of state liquor stores and ten per cent (10%) to be paid by the board to the county treasurers according to amount of liquor sold within each county; providing for time of payment to the county treasurers; providing for apportioning, allocating and paying to the treasurers of incorporated cities and towns and apportioning and allocating to the counties on a per capita basis as to last total registration of voters for general elections; providing for the placing of apportioned funds in special funds in the counties, incorporated cities and towns for enforcement of the law and policing; creating duty on county clerk and recorders to file immediately after closing of registration, a certified statement of number of registered voters in incorporated cities and towns and rural voters of the county with Montana Liquor Control Board and county treasurers; providing for the use of the special funds for the purpose of law enforcement and policing only; repealing all acts and parts of acts in conflict therewith and providing for effective date of the act." .....</p>	108, 289.
103	<p>Introduced by Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-226 for the Revised Codes of Montana, 1947, declaring all property and moneys acquired by the Montana Liquor Control Board as the property of the state; the payment of expenses, debts and liabilities of the board from the returns of the board; amending by placing an exception on the designating of the property of the state." .....</p>	109, 288.
104	<p>Introduced by Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-112 of the Revised Codes of Montana, 1947, relating to the functions, duties and powers of the Montana Liquor Control Board, by adding a paragraph (L) authorizing the board to assist in policing of problems arising from the liquor</p>	

No.	Title of Bill	Page
	business, the sale and consumption of liquor by allocating funds to counties, cities and towns for law enforcement." .....	109, 288.
105	Introduced by Committee on Affairs of Cities: A bill for an act entitled: "An act providing for a license tax by cities and towns on trade stimulators including punch boards, pull cards, articles and similar devices; fixing the amount of such tax, prescribing the method of administration by cities and towns subsequent to passage and approval of a proper ordinance, the disposition of the revenue from said licenses, making violation a misdemeanor, providing penalties for the violation of this act, repealing all acts or parts of acts in conflict herewith and fixing the effective date upon passage and approval." .....	109, 125, 148, 155, 327, 349, 351, 355, 371, 533, 536, 541, 573, 574, 577, 595.
106	Introduced by Committee on Education: A bill for an act entitled: "An act providing for the repeal of Section 75-2510 of the Revised Codes of Montana, 1947, which act provides for the types of certificates established for the purpose of articulating with neighboring states having similar types of certificates." .....	112, 116, 124, 139, 141, 146, 553, 573, 574, 577, 595.
107	Introduced by Committee on Education: A bill for an act entitled: "An act providing for the repeal of Section 75-1314 of the Revised Codes of Montana, 1947, which act provides examination for teachers' certificate." .....	112, 116, 124, 139, 141, 146, 549, 550, 553, 558, 595.
108	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 9 of Chapter 142, Laws of 1949, providing for the duration and renewal of certificates and providing for the rules and regulations for renewal to be formulated by the State Board of Education." .....	112, 116, 124, 139, 141, 146, 549, 550, 553, 558, 595.
109	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-3902 Revised Codes of Montana, 1947, relating to the maximum amount for which any school district shall be allowed to become indebted by the issuance of bonds or otherwise." .....	113, 139, 140, 148, 158, 161, 163, 504, 510, 511, 512.
110	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-1901 of the Revised Codes of Montana, 1947, relating	

No.	Title of Bill	Page
	to the duties of school district clerk and providing for his responsibility to the school trustees and to the superintendent of schools." .....	113, 116, 124, 143, 252, 518.
111	Introduced by Committee on Education: A bill for an act entitled: "An act to amend part 4 of Section 75-107 of the Revised Codes of Montana, 1947, which act provides for the standards of promotion to high school, the accrediting of high schools and examinations by eighth graders to determine eligibility for high school attendance." .....	113, 116, 120, 252, 305, 312, 317, 553, 573, 574, 577, 595.
112	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-2203 of the Revised Codes of Montana, 1947, providing for the length of the school year." .....	113, 116, 120, 136, 148, 158, 161, 163, 518.
113	Introduced by Purdy and Hess: A bill for an act entitled: "An act to appropriate to the state board of examiners money in addition to the appropriation made by Chapter 88 of the Laws of 1949, for the purpose of increasing the building fund of the greater university of Montana; providing the manner in which such additional moneys and the said appropriation made by Chapter 88 of the Laws of 1949 shall be re-allotted; providing the manner in which the additional moneys hereby appropriated shall be raised; declaring this act to be valid notwithstanding the provisions of the budget act and repealing Chapter 88 of the Laws of 1949, and all acts or parts of acts in conflict herewith." .....	113, 168.
114	Introduced by Scofield and Esp: A bill for an act entitled: "An act to amend Section 32-702, of the Revised Codes of Montana, 1947, relating to bridge tax in counties, the levy and collection thereof, defining public bridges and repealing all acts and parts of acts in conflict herewith." .....	113, 140, 148, 158, 161, 164, 328, 343, 344, 378, 438.
115	Introduced by Emmons, Clark, Blikken, Trout, Graybill, Tripp, and Cook: A bill for an act entitled: "An act to amend Section 92-702 of the Revised Codes of Montana, 1947, as amended by Chapter 7, Montana Session Laws, 1949, relating to compensation to be paid injured workmen under the workman's compensation acts for an injury producing total disability permanent in character, providing that compensation be paid for the duration of the injury." .....	113, 327, 328.
116	Introduced by Iten and Lockridge: A bill for an act entitled: "An act to amend Section 9-209 of	

No.	Title of Bill	Page
	the Revised Codes of Montana, 1947, relating to budget and tax levy by boards of county commissioners for public cemetery districts and providing that the tax levied shall not exceed two (2) mills on each dollar of taxable valuation on the property in a public cemetery district, and repealing all acts and parts of acts in conflict herewith." .....	117, 143, 411, 421, 427, 428, 519, 536, 537, 595.
117	Introduced by Cook, Anderson (Cascade), Holtz, Trout, Andersen (Richland) and Harpster: A bill for an act entitled: "An act creating a department of labor and industry, providing for a commissioner of labor and industry, fixing his term of office and salary, fixing the powers and duties of the commissioner of labor and industry, defining terms used in the act, amending Section 3-109, Revised Codes of Montana, 1947, and repealing Section 3-1501, Revised Codes of Montana, 1947." .....	117, 400, 423, 434, 438, 440, 447, 450.
118	Introduced by Schiltz: A bill for an act entitled: "An act requiring the filing and recording by city, town and county clerks of notice of proceedings for the installation of special improvements, and providing for the effect of failure to file such notice, and providing that said act shall become effective from and after its approval." .....	117.
119	Introduced by Graybill: A bill for an act entitled: "An act to amend Section 91-3901, Revised Codes of Montana, 1947, relating to distribution of estate—how made and to whom, providing for proof of reciprocity, and repealing all acts and parts of acts in conflict herewith." .....	117, 140, 161, 175, 180, 467, 478, 479, 485, 487.
120	Introduced by Ways and Means Committee, by request: A bill for an act entitled: "An act for the assessment and taxation of the property of production credit associations organized under the provisions of Section 1131d, title 12, United States Codes annotated." .....	117, 126, 148, 158, 161, 164, 340, 377, 379, 395.
121	Introduced by Graybill: A bill for an act entitled: "An act to provide for the compensation and mileage of the members of the legislative assembly and the president of the Senate and speaker of the House of Representatives of the State of Montana, and repealing all acts and parts of acts in conflict herewith." .....	177, 177.
122	Introduced by Bradley: A bill for an act entitled: "An act to amend Section 39-129 of the Revised	



No.	Title of Bill	Page
	Codes of Montana of 1947, relating to validation of records erroneously executed or acknowledged — copies as evidence, and to amend Section 39-130 of the Revised Codes of Montana of 1947, relating to deeds heretofore executed valid though not acknowledged; and repealing all acts and parts of acts in conflict herewith." .....	118, 161.
Sub. 122	Introduced by Committee on Judiciary: A bill for an act entitled: "An act validating certain erroneously executed or acknowledged instruments affecting real property, providing for the use of copies as evidence, curing defects in deeds and conveyances heretofore made to real property, repealing all acts and parts of acts in conflict herewith." .....	161, 196, 209, 210, 219, 395.
123	Introduced by Bradley: A bill for an act entitled: "An act to amend Section 26-201 of the Revised Codes of Montana of 1947, relating to migratory birds by omitting from the enumeration of such birds 'Mourning' or 'Turtle Doves'." .....	118, 168, 197, 240, 252, 354, 377, 379, 395.
124	Introduced by Iten and Lockridge: A bill for an act entitled: "An act to provide the procedure to be followed in distributing the proceeds of taxes collected for public cemetery districts, and repealing all acts and parts of acts in conflict herewith." .....	118, 143, 411, 421, 427, 428, 519, 536, 537, 595.
125	Introduced by Barnard, Hess, Cook, Clark, Holtz, Freshman, Graybill, Loble and Tripp: A bill for an act entitled: "An act to appropriate money to the attorney general for the purpose of law enforcement and declaring an emergency." .....	118, 598.
126	Introduced by Lien: A bill for an act entitled: "An act creating the Montana Indian Affairs Commission; prescribing its purpose, duties and authority and making an appropriation therefor." .....	118, 400.
127	Introduced by Emmons, McBride, Valach, Clark, Beck and Karlberg: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer and construct a suitable building at the state hospital at Warm Springs, Montana, for use as a receiving hospital; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." .....	127, 530.
128	Introduced by Emmons, McBride, Valach, Clark, Beck and Karlberg: A bill for an act entitled: "An act to appropriate money from the general	

No.	Title of Bill	Page
	fund to design, engineer and construct a suitable building at the state hospital at Warm Springs, Montana, for use as a dormitory; empowering the state board of examiners to employ an architect to design such building; empowering the state board of examiners to advertise and call for bids for the construction of such building and to let contracts therefor." .....	127, 530.
129	Introduced by Crist and Gebhardt: A bill for an act entitled: "An act to amend Section 24-138 of the Revised Codes of Montana, 1947, relating to the duties of owners of poles and wires upon notice being given by any person, firm or corporation of intention to move any house, building, derrick or other structure, and repealing all acts or parts of acts in conflict therewith." .....	127, 178, 197, 240, 253, 467, 478, 479, 485, 487.
130	Introduced by Crist, Aronow and Scofield: A bill for an act entitled: "An act to amend Section 93-601-2 of the Revised Codes of Montana, 1947, providing that certain persons connected with newspapers, press associations, radio broadcasting stations and television stations shall not be required to disclose source of information obtained by such persons in the course of their employment." .....	127, 140, 148, 158, 161, 164, 469, 480, 481, 487.
131	Introduced by Ways and Means Committee, by request: A bill for an act entitled: "An act to provide for the assessment and taxation of airline flight property; prescribing the powers and duties of the state board of equalization in connection therewith; defining certain terms; and imposing penalties for violation of the act." .....	128, 217.
132	Introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An act to amend title 31, Section 31-105, Revised Codes of the State of Montana, 1947, of the Montana Highway Patrol, relating to qualifications of patrolmen, salary, probationary training, discharge, demotion, suspension, hearing, and providing for a minimum salary schedule; and repealing all acts or parts of acts in conflict therewith." .....	128, 184, 391, 406, 411, 415, 566, 576, 580, 611, 628.
133	Introduced by Seifert, Andersen (Richland): A bill for an act entitled: "An act to amend Section 84-1818 of the Revised Codes of Montana of 1947, relating to refund of gasoline license taxes by increasing the time limited for filing of application for refund." .....	128, 376, 411, 422.
134	Introduced by Brownfield and Atkinson: A bill for	

No.	Title of Bill	Page
	an act entitled: "An act to amend Section 26-324 of the Revised Codes of Montana of 1947, relating to penalties for violation of the fish and game laws by increasing the amount of the minimum fine for such violations." .....	128, 303.
135	Introduced by Trout, Brownfield, Bradley, Cowley, MacDonald, Andersen (Richland), Beck and Barrett: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a suitable building for use as a dormitory at the State Industrial School, Miles City, Montana; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." .....	128, 550.
136	Introduced by Trout, Bradley, Cowley, MacDonald, Andersen (Richland), Beck, Foley and Barrett: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a suitable building at the State Industrial School at Miles City, Montana, to be used as a school building; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." .....	128, 550.
137	Introduced by Page (Missoula): A bill for an act entitled: "An act to create and establish the office of state controller for the State of Montana; to provide for the appointment, fix the compensation, term of office and bond, and specify the qualifications of the state controller, and to define his powers and duties; to provide for the establishment by such controller of a system of expenditure and budget control; to provide for limiting the expenditures and specifying the duties of all officers, departments, boards, bureaus, commissions, institutions and agencies of the State of Montana in relation to said system of expenditure and budget control; providing for the examination by the controller of the books and accounts of certain institutions and agencies, for examination by him into the financial affairs of all state institutions and agencies, and for plans for improvements and economies in the organization and operation thereof; providing for tentative budgets for all state institutions and agencies and for revisions thereof; amending Sections 79-1002, 79-1004, 79-1005 and 79-1009, Revised Codes of Montana, 1947, relating to state budgets; amending Section 82-102, Revised Codes of Montana, 1947, relating to state accountant; amending Section 82-1901, Revised Codes of Montana, 1947, creating the state purchasing department and agent and providing that the state controller	

No.	Title of Bill	Page
	shall be ex officio the state purchasing agent; providing for assistance to the legislature during the consideration of appropriation measures and for reports by the controller; providing for preserving the continuity of official action by and appropriations for the incumbent state purchasing agent and state accountant and the state controller succeeding them; repealing Sections 82-101, 82-103, 82-104, and 82-105, Revised Codes of Montana, 1947, relating to state accountant; and repealing all acts and parts of acts in conflict herewith." .....	128, 326, 379, 403, 411, 416, 567, 576, 581, 611, 628.
138	Introduced by Cook, Anderson (Cascade), Seifert, Lien, Graybill, Barrett, Harpster, Omholt, Leuthold and Holtz: A bill for an act entitled: "An act to design, engineer, construct, erect, furnish and equip a suitable building or buildings at Great Falls, Montana, to be used as a state grain inspection laboratory and for other divisions of the Department of Agriculture of the State of Montana; providing for the appropriation of money from the general fund for this purpose; providing for the selection and purchase of a tract of land to be used as a site for said state grain inspection laboratory; authorizing the State Board of Examiners to select a site subject to the approval of the Commissioner of Agriculture of the State of Montana; authorizing the State Board of Examiners to employ architects to design the building or buildings, and for the construction of said building or buildings; authorizing the State Board of Examiners to employ architects to design the said building or buildings, and for the construction of said building or buildings; authorizing the State Board of Examiners to purchase out of any remaining monies, furnishings and equipment for said building or buildings; providing for the effective date of act and repealing all acts and parts of acts in conflict herewith." .....	137, 400, 405, 599, 616, 620, 637, 654, 655.
139	Introduced by Loble, Aronow, Barrett, Dwyer, Babich, Mountain, Trout, Ammerman, Jensen and Anderson (Cascade): A bill for an act entitled: "An act providing educational opportunities for the children of members of the armed forces of the United States killed in action or dying as the result of disabilities incurred in action since September 16, 1940, or hereafter during the present National Emergency, and providing an appropriation therefor." .....	137, 417, 442, 443, 447, 451, 575, 587, 590, 629, 630, 633.
140	Introduced by Rieder, Trout, Andersen (Richland), Blikken, Beck, Harpster, Smith, Lien and Reed:	

No.	Title of Bill	Page
	A bill for an act entitled: "An act to appropriate money from the general fund to design, architect, engineer, construct and erect a suitable building at the State Training School at Boulder, Montana, for use as a dormitory, hospital and infirmary; to design, architect, engineer, construct and erect a suitable addition to existing boiler plant and installation of two high pressure boilers at the State Training School, Boulder, Montana; to design, architect, construct, erect and install at the State Training School, Boulder, Montana, a steam distribution system; empowering the State Board of Examiners to employ an architect to design such building or buildings, power plant and distribution system; empowering said board to advertise and call for bids for the construction of such building or buildings and installation of such system and to let contracts therefor." .....	137, 550.
141	Introduced by Rieder, Trout, Andersen (Richland). Blikken, Harpster, Smith, Lien and Reed: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a building at the State Training School, Boulder, Montana, for use as a dormitory; empowering the State Board of Examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." .....	137, 530.
142	Introduced by Cook, Tripp, Holtz, Clark and Trout: A bill for an act entitled: "An act to amend Section 87-103, Revised Codes of Montana, 1947, as last amended by Chapter 178, Laws of 1949, relating to the payment of unemployment compensation benefits, by providing a new maximum weekly benefit amount of twenty-five dollars (\$25.00), and Section 87-104, Revised Codes of Montana, 1947, relating to the duration of benefits under the unemployment compensation law of Montana, by providing a new maximum duration of twenty (20) weeks, directing that invalidity of a part of this act shall not affect or impair the remainder, making this act effective upon its passage and approval; and repealing all acts or parts of acts in conflict herewith." .....	138, 374.
143	Introduced by Reed, Gebhardt, Pierce, Lien, Beck, Magnuson and Clark: A bill for an act entitled: "An act to amend Section 66-505 of the Revised Codes of Montana, 1947, relating to applications to practice and fee for license of Chiropractors and to amend Section 66-507, Revised Codes of Montana, 1947, relating to the definition of Chiropractic and to amend Section 66-509, Revised Codes of Montana, 1947, relating to the rights and limitations governing the practice of chiropractic and to amend Section 66-512, Revised Codes of Montana, 1947, relating to the renewal	



No.	Title of Bill	Page
	of licenses by chiropractors; and repealing all acts and parts of acts in conflict herewith." .....	138, 315.
Sub. 143	Introduced by Committee on State Board and Institutions: A bill for an act entitled: "An act to amend Section 66-505 of the Revised Codes of Montana, 1947, relating to applications to practice and fee for license of chiropractors and to amend Section 66-512, Revised Codes of Montana, 1947, relating to the renewal of licenses by chiropractors; and repealing all acts and parts of acts in conflict herewith." .....	316, 357, 358, 359, 534, 548, 549, 550, 558, 595.
144	Introduced by Holtz and Tripp: A bill for an act entitled: "An act to amend Sections 94-2401 and 94-2402, Revised Codes of Montana, 1947, by eliminating the provisions for licensing of trade stimulators." .....	138, 178.
145	Introduced by Sagunsky, Scofield, Clark and Esp: A bill for an act entitled: "An act to define the crime of using United States highways and state highways as a place for the pasturage or running of livestock, defining the term 'open range lands', and providing a penalty for the violation thereof." .....	138, 200, 287, 297, 298, 300, 533, 536, 541, 573, 574, 577 595.
146	Introduced by Foley: A bill for an act entitled: "An act relating to certain coin-operated amusement machines; defining terms; providing for state licenses, license stamps and amount of license fees; authorizing incorporated cities and towns of the State of Montana to license such machines, subject to maximum fees; providing for distribution of license fees; prohibiting persons under twenty-one years of age from playing any such machine; providing generally for the administration of this act; prescribing penalties; providing for suspension and revocation of licenses; and providing for other matters relating to this act." .....	138, 347.
147	Introduced by Graybill and Loble: A bill for an act entitled: "An act to require and direct the State Board of Equalization to make a study of the entire tax structure of the State of Montana; to appraise the methods, systems and sources of taxation with a view to improve the same and to distribute the tax burden fairly and equitably; and directing that recommendations be made relating to said subjects, and repealing all acts and parts of acts in conflict herewith." .....	138, 168, 196, 209, 210, 220, 329.
148	Introduced by Graybill and Norby: A bill for an act entitled: "An act empowering a city or town council to acquire lots or lands by lease, gift,	

No.	Title of Bill	Page
	purchase or condemnation for use as parking areas for motor vehicles, and to construct and maintain suitable parking facilities for the use of the public and for general traffic control, and to make charges for the use of such facilities, and to provide for the payment of such facilities, and authorizing the pledging of all revenues from said facilities and from street parking meters of such city or town as security for bonds or other securities issued in payment for such facilities, and repealing all acts or parts of acts in conflict herewith." .....	143, 178, 197, 240, 253, 549, 550, 554, 558, 595.
149	Introduced by Barnard and Blikken: A bill for an act entitled: "An act to amend Section 94-1007, Revised Codes of Montana, 1947, relating to orders of abatement, sale of fixtures, closing of building, fees and service, providing for revocation of licenses, and repealing all acts and parts of acts in conflict herewith." .....	143, 184.
150	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-310 of the Revised Codes of Montana, 1947, relating to the control of expenditures of the institutions under the general control of the State Board of Education; and repealing all acts or parts of acts in conflict therewith." .....	143, 168, 196, 209, 210, 304, 312, 313, 317, 488, 500, 510, 511, 512, 577, 578.
151	Introduced by Committee on Banking and Insurance, by request: A bill for an act entitled: "An act making it unlawful for any life insurance company, its officers, agents or employees to own, operate, or maintain a funeral or undertaking business; or contract, or agree with any funeral or undertaking establishment to conduct the funeral of any person insured by such insurance company; or for any funeral or undertaking establishment, its agents, officers, or employees to be licensed as agent, salesman or solicitor for any life insurance company doing business in this state." .....	143, 184, 287, 297, 298, 301, 598, 629, 630, 633.
152	Introduced by Babich, Scofield, Schiltz and Fulton: A bill for an act entitled: "An act to amend Section 92-206 of the Revised Codes of Montana, 1947, relating to compensation plan No. 3 exclusive, etc., when a public corporation is the employer—duty of governing body of corporations and repealing all acts and parts of acts in conflict herewith." .....	155, 393.
153	Introduced by Loble, Schiltz, Sykes and Trout: A	

No.	Title of Bill	Page
	bill for an act entitled: "An act to provide for the administration of adult probation and parole; authorizing and regulating the use of probation, suspension of sentence and parole; providing for indeterminate sentences of persons committed to the Montana State Prison; establishing a State Board of Probation and Parole; conferring, and defining its jurisdiction, powers and duties; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers and other employees; regulating the compensation of members of the board and of officers and employees thereof; making violations of certain provisions of this act misdemeanors and providing therefor; and for other related purposes; and to repeal Sections 94-7821, 94-7823, 94-7824, 94-7825, 94-7826, 94-7827, 94-7828, 94-7829, 94-7822, 94-7830, 94-9818, 94-9819, 94-9820 and 80-740, Revised Codes of Montana, 1947, all relating to above subjects, and all other acts and parts of acts inconsistent with the provisions of this act; and providing an appropriation." .....	155, 531, 567.
154	Introduced by Haines (Flathead), Sykes, Page (Missoula), Dokken, Prill, Crist, Haines (Missoula), Trout, Ammerman, Norby: A bill for an act entitled: "An act to amend Section 84-301 of the Revised Codes of Montana, 1947, relating to the classification of property for taxation." .....	155, 306, 341, 349, 350, 567, 576, 582, 611, 628, 631.
155	Introduced by Mackay and O'Connor: A bill for an act entitled: "An act to amend Section 84-5403 of the Revised Codes of Montana, 1947, relating to the computation of the net proceeds tax on mining operations by providing that moneys expended by mine operators for payments to miner's welfare and retirement funds when provided for in wage contracts between operators and employees shall be included among the costs to be computed in determining net proceeds of operations." .....	155, 217, 287, 297, 298, 301, 467, 478, 479, 485, 487.
156	Introduced by Schiltz, by request: A bill for an act entitled: "An act to amend Chapter 9 of title 23 of the Revised Codes of Montana of 1947, relating to nomination of candidates for public office by the direct primary by adding thereto a new section to be known as 23-910-A prohibiting withdrawal of a candidate for nomination for public office who has filed the petition required to be filed by 23-909, Revised Codes of Montana of 1947." .....	155, 369.
157	Introduced by Loble and Andersen (Richland): A bill for an act entitled: "An act creating the	

No.	Title of Bill	Page
	Montana Resources Development Board, defining its powers and duties and making an appropriation therefor." .....	155, 289, 300, 612, 621, 622, 637, 639, 654, 655.
158	Introduced by Babich, Aronow and O'Connor: A bill for an act entitled: "An act to repeal Section 92-1110 of the Revised Codes of Montana, 1947, relating to deficiency in Industrial Accident Fund and repealing all acts and parts of acts in conflict herewith." .....	156, 393.
159	Introduced by Prill: A bill for an act entitled: "An act to amend Section 75-4606, Revised Codes of Montana, 1947, changing the county population basis from the 1930 United States census to the 1950 census, and repealing all acts and parts of acts in conflict herewith." .....	156, 193, 297, 298, 301, 477.
160	Introduced by Anderson (Cascade), Corcoran, Gebhardt, O'Connor, Van Dyke and Clark: A bill for an act entitled: "An act to amend Section 4-410 of the Revised Codes of Montana, 1947, relating to content of license, posting, privileges, transfer and expiration of license under the Montana retail liquor license act; and repealing all acts and parts of acts in conflict herewith." .....	156, 313, 344, 357, 358, 359, 534, 536, 541, 573, 574, 577, 595.
161	Introduced by Foley, Sales: A bill for an act entitled: "An act to amend Section 71-302, Revised Codes of Montana, 1947, relating to eligibility requirements for general relief; Section 71-503, Revised Codes of Montana, 1947, relating to administration of aid to dependent children, and repealing all acts and parts of acts in conflict herewith." .....	156, 374, 411, 421, 427, 429, 554, 573, 577, 618.
162	Introduced by Foley, Sales: A bill for an act entitled: "An act to amend Section 71-601, Revised Codes of Montana, 1947, relating to definitions for aid to needy blind; Section 71-602, Revised Codes of Montana, 1947, relating to administration; Section 71-604, Revised Codes of Montana, 1947, relating to eligibility for aid to needy blind; Section 71-607, Revised Codes of Montana, 1947, relating to investigation of applications, and repealing all acts and parts of acts in conflict herewith." .....	156, 290, 305, 312, 333, 339, 554, 573, 574, 577, 618.
163	Introduced by Foley, Sales: A bill for an act entitled: "An act to amend Section 71-204, Revised	

No.	Title of Bill	Page
	<p>Codes of Montana, 1947, relating to the authority of the State Board of Public Welfare and disclosure of certain information; Section 71-210, Revised Codes of Montana, 1947, relating to the authority and activities of the State Department; Section 71-211, Revised Codes of Montana, 1947, relating to the board acting as agency of federal government and assistance to ward Indians; Section 71-216, Revised Codes of Montana, 1947, relating to the powers and duties of the county board; Section 71-219, Revised Codes of Montana, 1947, relating to grants-in-aid based on need and after investigation; Section 71-221, Revised Codes of Montana, 1947, relating to the functions and activities of the county department; Section 71-222, Revised Codes of Montana, 1947, relating to per capita and millage taxes to be levied, expenditures and budgets; Section 71-223, Revised Codes of Montana, 1947, relating to the right of appeal; Section 71-306, Revised Codes of Montana, 1947, relating to the right of appeal and hearing; Section 71-308, Revised Codes of Montana, 1947, relating to medical aid and hospitalization; Section 71-309, Revised Codes of Montana, 1947, relating to the primary obligations of the board of county commisisoners; Section 71-311, Revised Codes of Montana, 1947, relating to grants from state funds to counties; Section 71-312, Revised Codes of Montana, 1947, relating to application for relief; Section 71-313, Revised Codes of Montana, 1947, relating to investigations of relief applications; Section 71-314, Revised Codes of Montana, 1947, relating to granting of assistance; Section 71-402, Revised Codes of Montana, 1947, relating to eligibility requirements for old age assistance; Section 71-403, Revised Codes of Montana, 1947, relating to the amount of assistance; Section 71-404, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-405, Revised Codes of Montana, 1947, as amended by Section 1, Chapter 155, Session Laws of 1949, relating to the county share of participation; Section 71-406, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-413, Revised Codes of Montana, 1947, relating to change of residence of person receiving old age assistance; Section 71-502, Revised Codes of Montana, 1947, relating to aid to dependent children defined; Section 71-504, Revised Codes of Montana, 1947, relating to eligibility for assistance in aid to dependent children; Section 71-505, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-506, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-507, Revised Codes of Montana, 1947, relating to granting of assistance and amount of assistance; Section 71-510 Revised Codes of Montana, 1947, relating to removal to another county; Section 71-604,</p>	



No.	Title of Bill	Page
	Revised Codes of Montana, 1947, relating to eligibility for aid to needy blind; Section 71-605, Revised Codes of Montana, 1947, relating to amount of assistance; Section 71-606, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-607, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-608, Revised Codes of Montana, 1947, relating to granting of aid; Section 71-611, Revised Codes of Montana, 1947, as amended by Section 2, Chapter 155, Session Laws of 1949, relating to county share of participation; Section 71-612, Revised Codes of Montana, 1947, relating to change of residence of person receiving aid to blind, and repealing all other acts and parts of acts in conflict herewith." .....	156, 310, 346, 391, 406, 427, 429, 443, 566, 576, 580, 641, 642, 653.
164	Introduced by Sykes, Andersen (Richland), Doken, Esp and Scofield: A bill for an act entitled: "An act to amend Section 4-430 of the Revised Codes of Montana, 1947, relating to city and county licenses, fees for selling liquor at retail, amending the same by changing the fifty per cent (50%) to read, 'a sum not in excess of the amount collected by the board from such licensee under this act.' Repealing all acts or parts of acts in conflict and setting the effective date upon its passage and approval." .....	157, 380.
165	Introduced by Smith: A bill for an act entitled: "An act to amend Section 40-2402, Revised Codes of Montana, 1947, relating to the making, fixing and regulating of insurance rates and premiums by bringing credit insurers within scope of insurance rate regulation." .....	157, 287, 305, 312, 313, 317, 333, 339, 636, 654, 655.
166	Introduced by Committee on Irrigation and Water Conservation: A bill for an act entitled: "An act amending Section 81-2118 of the Revised Codes of Montana of 1947, relating to the enabling of the state to accept an offer of the United States made by an act of Congress, in relation to arid lands, commonly known as the Carey Act, approved August the 18th, 1894, and the amendments thereto, making water rights appurtenant to the land reclaimed, granting the contractor constructing work for reclaiming such lands a lien upon the same and the water right appurtenant thereto for the purchase price of such water right and providing for the foreclosure and redemption of the same, providing for the duties of the sheriff in connection therewith, providing for the rights and duties of the lien-holder and the method of sale of said land and water right by the lien-holder in the event the lien-	

No.	Title of Bill	Page
	holder becomes or became the purchaser at foreclosure sale or where a deed is obtained in lieu thereof and defining the duties and powers of the Carey Land Act Board in connection therewith, and repealing all acts and parts of acts in conflict herewith." .....	157, 167, 196, 209, 210, 220, 467, 478, 479, 485, 487.
167	Introduced by Omholt and Wiedman: A bill for an act entitled: "An act to define the crime of military non-cooperation as refusal to undertake combatant or non-combatant service in the armed forces of the United States when legally called upon so to do and to prescribe punishment therefor." .....	170, 310, 373, 374, 422, 441, 447, 448, 575, 587, 590, 629, 630, 633.
168	Introduced by Anderson (Cascade), Norby, Cook, Lien and Loble: A bill for an act entitled: "An act providing preference to blind and physically disabled persons whenever any part of any public building of the State of Montana or any subdivision thereof shall be made available to private persons for use as a vending stand or other similar commercial enterprise, and defining the term 'blind person', and repealing all acts or parts of acts in conflict herewith." .....	170, 251, 298, 305, 308, 477, 498, 502, 518.
169	Introduced by Clark and Hauge: A bill for an act entitled: "An act to amend Section 46-2303 of the Revised Codes of Montana of 1947, relating to the grass conservation commission by changing qualifications of persons eligible to serve upon said commission." .....	170, 201, 287, 297.
170	Introduced by Gebhardt, Prill, Pierce, Crist, Schiltz, Peters, Sykes, Hawks and Cowley: A bill for an act entitled: "An act to amend the Montana Unemployment Compensation Law, title 87 Revised Codes of Montana, 1947, by amending Section 87-109 Revised Codes of Montana, 1947, relating to contributions by providing a system of experience rating of employers for rate making purposes based upon score points assigned, and striking out the paragraph therein providing for a one and eight-tenths (1.8) per centum average rate on the total of all annual payrolls." .....	170, 374.
171	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the purchase of additional sets of the Revised Codes of Montana of 1947, and cumulative pocket supplements of 1949 and 1951." .....	170, 289, 305, 312, 313, 318, 467, 478, 479, 485, 518.

No.	Title of Bill	Page
172	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the Governor's office for requisitions for the current fiscal year ending June 30, 1951, it being determined that the appropriations made by the Thirty-first Legislative Assembly were insufficient." .....	171, 227, 298, 305, 308, 467, 478, 479, 485, 487.
173	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for certain deficiency claims arising for obligations incurred by the 1949 Legislative Assembly of the State of Montana."	171, 226, 298, 305, 309, 575, 587, 589, 611, 628, 631.
174	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the payment of certain deficiency claims arising from obligations incurred by the Montana State College, the county attorneys, the state engineer, the state training school, the superintendent of public instruction, the state treasurer, the district judges, the board of education, the attorney general, the transportation of prisoners, the Montana Highway Patrol, and Governor's office for requisitions." .....	171, 226, 298, 305, 309, 477, 498, 502, 518.
175	Introduced by Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Sections 84-5701 and 84-5702, Revised Codes of Montana of 1947, relating to punch boards, pull boards and similar devices, by defining the word 'wholesaler' as used in the act, changing the definition of the phrase 'trade stimulator' providing for a license tax on trade stimulator, providing for a license tax on trade stimulators, fixing the amount of such tax, etc., providing the method of administration by the State Board of Equalization; requiring wholesalers to affix the use tax stamps and compensating them therefor; licensing wholesalers; requiring bonds from the wholesaler; defining terms used; providing for the disposition of the revenue from such licenses; declaring the operation and use of stamped trade stimulators legal; providing penalties for the violation of this act and repealing all acts and parts of acts in conflict herewith." ....	171, 380, 411, 421, 432, 433, 533, 555, 557, 575, 587, 594, 608, 627, 628, 630, 655, 656.
176	Introduced by Norby, Blewett, Schiltz and Skibby: A bill for an act entitled: "An act providing for the appointment of county planning commissions,	

No.	Title of Bill	Page
	prescribing the powers, duties, and financing thereof; providing for zoning, land use regulations and subdivision controls and defining the limits thereof; providing for building permits; providing for a board to hear appeals from decisions of administrative officials to act upon special and exceptional cases; providing penalties; and repealing all acts and parts of acts in conflict herewith." .....	171, 393.
177	Introduced by Emmons, McElwain, Loble and McBride: A bill for an act entitled: "An act to amend Section 87-148, Revised Codes of Montana, 1947, relating to and defining terms used in the Unemployment Compensation Law of the State of Montana by providing that the term 'employment' shall not include service performed by an individual in a bowling alley as a pin setter where wages received do not exceed ten dollars (\$10.00) per week; repealing all acts and parts of acts in conflict herewith; and providing an effective date for said act." .....	171, 307, 341, 349, 350, 519.
178	Introduced by Graybill: A bill for an act entitled: "An act to authorize the admission in evidence of declarations of deceased persons in certain instances and under certain conditions." .....	171, 310, 346, 373, 386, 405, 409, 504.
179	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 93-314 of the Revised Codes of Montana of 1947, relating to itemized claims of district judges for expenses." .....	171, 251, 298, 305, 346, 357, 358, 360, 504, 510, 511, 512, 518.
180	Introduced by Wiedman: A bill for an act entitled: "An act to prohibit the use of four-wheel drive or track driven vehicles in hunting deer and elk under certain circumstances, and repealing all acts in conflict herewith." .....	172, 325.
Sub. 180	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to prohibit the use of any power-driven vehicle for the purpose of concentrating, pursuing, driving, rallying or stirring up any big game animals; and repealing all acts in conflict herewith." .....	372, 385, 403.
181	Introduced by Wiedman: A bill for an act entitled: "An act to prohibit the use of jack-lights, spot-lights or other artificial lights in any area known to contain big game animals under certain conditions, and repealing all acts in conflict herewith." .....	172, 304, 313, 333, 336, 477, 487, 488, 576.
182	Introduced by Graybill: A bill for an act entitled:	

No.	Title of Bill	Page
	<p>"An act to amend Section 91-4423 of the Revised Codes of Montana, 1947, relating to the jurisdiction of district courts to hear and determine all questions arising under the provisions of inheritance tax laws, and providing that before the issuance of an order discharging the administrator, executor or trustee of an estate a certificate signed by the State Board of Equalization shall be filed with the clerk of the district court stating that the tax has been properly computed, and repealing all acts and parts of acts in conflict herewith."</p>	<p>172, 251, 302, 312, 313, 318, 553.</p>
183	<p>Introduced by Sykes, Haines (Flathead), Page (Missoula), Aronow: A bill for an act entitled: "An act for the elimination of vehicles in dangerous and unsafe condition from the highways of the State of Montana, and providing for statewide periodic vehicle inspection; providing that vehicles not required to be registered with the State Registrar of Motor Vehicles shall be exempted from the operation of said act; providing for the administration of said act by the Montana Highway Patrol Supervisor, and prescribing his powers and duties thereunder; providing for the designation of official inspection stations for the inspection of motor vehicles; providing for the setting up of standards by the Montana Highway Patrol Supervisor for the condition of steering gear, glass, lighting equipment, brakes, windshield wipers, horns and warning devices and mirrors of vehicles operating on the highways of the State of Montana; providing for the issuance to owners of vehicles of official certificates of inspection when said vehicles upon inspection are found to meet the requirements of the standards made by the Montana Highway Patrol Supervisor under this act; providing for the reporting by operators of official inspection stations of all inspections of vehicles to the Montana Highway Patrol Supervisor; providing that any highway patrolman may stop vehicles upon the highways of the State of Montana and require the owner or operator thereof to display an official certificate of inspection; providing that it shall be unlawful to display a certificate of inspection upon a vehicle unless an official inspection thereof has been made; providing that it shall be unlawful to operate a vehicle upon the highways of the State of Montana after the first day of January, 1952, unless the same has been inspected as required in this act, and unless there is displayed on such vehicle a certificate of inspection; providing for the suspension of registration of vehicles for noncompliance with the provisions of this act; providing for the inspection of school busses and the issuance of certificates of inspection therefor, and providing</p>	



No.	Title of Bill	Page
	<p>that such certificates of inspection must be countersigned by the Montana Highway Patrol Supervisor; providing for an additional annual inspection of vehicles used for the transportation of school children by the Montana Highway Patrol prior to the operating of such vehicles for the transportation of school children during the school year, to determine whether such vehicles conform with the provisions of this act and with the regulations of the State Board of Education of Montana; providing that no vehicle for which a certificate of inspection is required to be obtained shall be operated upon the highways of the State of Montana without prominently displaying such certificate on said vehicle; providing penalties for the violation of the provisions of this act; authorizing the Montana Highway Patrol Supervisor to designate the location of, furnish instructions to and supervise the official inspection stations provided for in this act; providing for the filing of applications by persons, associations and corporations wishing to operate official inspection stations; providing for the issuance by the Montana Highway Patrol Supervisor of certificates of appointment with respect to persons wishing to operate and locations of official inspection stations; providing for the suspension of certificates of appointment with respect to any official inspection station and the operator thereof if the supervisor finds that the provisions of this act are not being complied with at such official inspection stations; providing for appeals to the district courts of the State of Montana from decisions of the Montana Highway Patrol Supervisor suspending certificates of appointment; providing that it shall be unlawful to display or cause or permit to be displayed, any sign, mark, or advertisement which might lead any person to believe that there is an official inspection station on the premises indicated by such sign, mark or advertisement, unless a certificate of appointment with respect to such premises has been duly issued under the provisions of this act, and that it shall be unlawful to furnish a certificate of inspection to the owner of any vehicle without compliance with the provisions of this act; providing that it shall be unlawful for any person to assign, or attempt to assign a certificate of appointment, or to fail to display conspicuously the certificate of appointment at the place for which it is issued; providing that it shall be unlawful for any person to place a certificate of inspection in or on any vehicle, unless an official inspection of its mechanism and equipment shall have been made and the condition of such vehicle conforms with the provisions of this act, and that it shall be unlawful to furnish, loan give or sell a certificate of inspection to any person not entitled to receive the same under the provisions of this act; providing that the official</p>	

No.	Title of Bill	Page
	inspection stations and the records thereof shall be open for inspection by any highway patrolman or employee of the State Highway Patrol Board, and that the operators of official inspection stations shall file with the Montana Highway Patrol Supervisor such information relating to inspections and to the operation of such stations as said supervisor may require; providing for the charging of a fee of ten (10) cents to owners of inspected motor vehicles for each certificate of inspection issued, and providing that the funds thereby realized shall be remitted to the Montana Highway Patrol Supervisor who shall remit the same to the state treasurer where said funds shall be placed in the state general fund; appropriating the sum of fifteen thousand dollars (\$15,000) for the administration of this act; providing that if part of act be held unconstitutional it shall not affect remaining parts of act; providing that this act is supplemental to motor vehicle law; providing for the repeal of conflicting laws; and providing effective date of act." .....	172, 370, 380, 434, 441, 447, 451, 533.
184	Introduced by Sykes: A bill for an act entitled: "An act to amend Sections 10-602, 10-611, 10-617 and 10-626, Revised Codes of Montana, 1947, relating to juvenile courts' proceedings against juvenile delinquents and repealing all acts and parts of acts in conflict herewith." .....	173, 251, 305, 312, 313, 318, 395.
185	Introduced by Fulton and Brownfield: A bill for an act entitled: "An act to amend Section 4-416, Revised Codes of Montana of 1947, pertaining to the sale of liquor by Montana Liquor Control Board to retail licensees and providing for a ten per cent (10%) discount to retail licensees." .....	186, 326.
186	Introduced by Committee on Public Utilities and State Commissions: A bill for an act entitled: "An act to authorize the Public Service Commission of Montana to regulate and supervise the issuance of securities by public utilities furnishing electric or gas service in Montana; to specify the purposes for which such securities may be issued; to provide for notice of and hearing upon applications for the issuance of such securities; to specify the grounds upon which such applications may be denied; providing for the prompt disposition of such applications; specifying what securities may be issued without order of the commission; providing that securities issued after the effective date of this act without approval of the commission shall be void; providing that nothing in this act shall be construed to imply any guarantee or obligation on the part of the State of Montana in respect of any such securities; repealing all acts and parts of acts	

No.	Title of Bill	Page
	in conflict herewith and providing for the effective date of this act." .....	186, 298, 313, 332, 333, 336, 519, 536, 537, 638.
187	Introduced by Brenner: A bill for an act entitled: "An act to amend Section 10-111 of the Revised Codes of Montana, 1947, relating to the furnishing of free higher education to certain inmates of the State Orphans' Home, the State Industrial School and the State Vocational School for girls." .....	186, 226.
188	Introduced by Trout, Harpster, Hess, Foley, Jensen, Tripp, Ammerman and Michels: A bill for an act entitled: "An act to provide for the qualification of railway engineers, penalties for violation of this act and repealing all acts or parts of acts in conflict herewith." .....	186.
189	Introduced by Fulton, Brenner, Scofield and Esp: A bill for an act entitled: "An act to provide for the licensing and bonding of liquor brokers, salesmen, vendors, agents and representatives of distilleries by the state treasurer; to provide for the qualifications of such liquor brokers, salesmen, vendors, agents and representatives of distilleries; to provide for the suspension and revocation thereof; to provide for the bonding of such liquor brokers, salesmen, vendors, agents and representatives of distilleries; to provide that such licenses shall be non-transferable; to provide for the disposal of funds derived from the sale of licenses; to amend Sections 4-112 and 4-140, Revised Codes of Montana, 1947, relating to the functions, powers and duties of Montana Liquor Control Board and the application of the state liquor control act of Montana; to prohibit the purchase of liquors by said board from or through any persons other than licensed, bonded liquor brokers, salesmen, vendors, agents and representatives of distilleries; and repealing all acts or parts of acts in conflict herewith." .....	186, 377.
190	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 71-219 of the Revised Codes of Montana, 1947, relating to grants-in-aid based on need and after investigation; providing that casual, periodic or occasional income shall not be taken from grants, and repealing all acts and parts of acts in conflict herewith." .....	187, 262, 305, 312, 313, 319, 549, 550, 554, 558, 595.
191	Introduced by Committee on Constitutional Amendments and Federal Relations: A bill for an act entitled: "An act to provide for the submission to the qualified electors of the State of Montana of an amendment to Section 11 of Article XI of the Constitution of the State of Montana, relating to the State Board of Education, its membership,	

No.	Title of Bill	Page
	powers and duties; and repealing all acts or parts of acts in conflict therewith." .....	187, 345, 392, 420, 422, 423.
192	Introduced by Loble, Gebhardt, Anderson (Cascade), Haines (Missoula), Dwyer, Haines (Flathead), Emmons, Harpster, Dokken, Aronow, Wiedman: A bill for an act entitled: "An act to amend Section 53-122 of the Revised Codes of Montana, 1947 relating to registration fees of motor vehicles, fees therefor, disposal of the proceeds of such fees, including dealers registration and transfer thereof, providing for exemption for public owned vehicles; license or registration fee for trailers, semi-trailers and tractors, definition for same: providing for transfer of funds from the motor vehicles fund of the registrar of motor vehicles to the motor vehicle recording fund or motor vehicle administrative fund; providing for deposit of all fees, other than license fees, except dealer license fees, collected by the registrar of motor vehicles, in said motor vehicle recording fund for the payment of expenses of the maintenance and operation of the department of the registrar of motor vehicles; providing for the crediting of license or registration fees by the county treasurers to the motor vehicle license fund of the county; providing for the use of such fund; providing fifty (50) per cent of the net license fees derived from owners residing within the boundaries of incorporated cities and towns to be held by the county treasurer, segregated from other county road funds and designated as 'city road fund', to be used in the incorporated cities and towns for construction, repair and maintenance of streets in such cities and towns; providing the balance of such net fees to be transmitted to the county treasurer of the county from which the registration fee came, to be used by said county for construction, repair and maintenance of public highways except state and federal highways within the county; amending said section by including all cities and towns in the distribution of the net license fee returns in place of only cities of population of thirty-five thousand (35,000) or more or within a radius of one (1) mile thereof; providing for waiver by cities and towns." .....	187, 380, 442, 458, 459, 488.
193	Introduced by Cook, by request: A bill for an act entitled: "An act to amend Section 25-604 of the Revised Codes of Montana, 1947, relating to the number and salaries of deputy and assistant county officers; and repealing all acts and parts of acts in conflict herewith." .....	187, 193, 208, 210, 302.
194	Introduced by Fish and Game Committee: A bill for an act entitled: "An act to amend Section 26-107, Revised Codes of Montana, 1947, providing	

No.	Title of Bill	Page
	for appointments of deputy fish and game wardens by removing the limitation on the number employed and repealing all acts or parts of acts in conflict herewith." .....	187, 303, 313, 333, 336, 469, 480, 481, 487.
195	Introduced by Omholt, Iten and Leuthold: A bill for an act entitled: "An act to amend Section 81-803 of the Revised Codes of Montana of 1947, relating to granting of easements for public purposes on state lands to provide a method of application when the purpose of the application is for the transmission of electric energy." .....	188, 315, 344, 357, 358, 360, 534, 536, 540, 549, 550, 558, 595.
196	Introduced by McElwain and Loble: A bill for an act entitled: "An act permitting actions on tort claims against the State of Montana to the extent of twenty-five hundred and no/100 dollars (\$2500.00) and describing the practice and procedure therefor." .....	188, 251, 313, 332, 333, 337, 533.
197	Introduced by Loble, Haines (Missoula), Blewett, Aronow, Sykes, and Prill: A bill for an act entitled: "An act appropriating moneys to the Montana State Highway Commission for the use in publicizing the resources and travel attractions of the state for the biennium ending June 30, 1953." .....	188, 306, 531, 556, 558, 559, 612, 621, 637, 639, 642, 644, 645, 652, 655, 656.
198	Introduced by Wiedman, by request: A bill for an act entitled: "An act declaring a child under the age of fourteen years incapable of being an accomplice to the infamous crime against nature." .....	188, 252, 302, 312, 313, 319, 503, 510, 511, 512, 518.
199	Introduced by Lien, Graybill, Cook, Purdy and Smith: A bill for an act entitled: "An act to amend Section 16-912 of the Revised Codes of Montana, 1947, as amended by Chapter 4, Laws of 1949, relating to compensation and mileage of county commissioners, providing for an increase in such compensation and mileage, and repealing all acts and parts of acts in conflict herewith, and providing when such act shall go into effect." .....	188, 302, 316, 358, 392, 418, 422, 424, 477, 487, 488, 524, 548, 549, 550, 558, 595, 607.
200	Introduced by Haines (Flathead), Watkins, Schiltz, and Magnuson: A bill for an act entitled: "An	



No.	Title of Bill	Page
	act to amend Section 53-122 R. C. M., 1947, relating to the registration fees of motor vehicles disposal of the proceeds, dealers' registration, public owned vehicles exempt and providing that \$10.00 of such registration fee shall be retained by the counties and cities as herein provided, and to amend Section 32-1123, R. C. M., 1947, fixing the maximum dimensions, weights and speed of motor vehicles on highways in Montana, to provide for the determination of the weight thereof, fixing a use tax on new passenger vehicles, providing for application for licenses by residents and application for license by non-residents, providing for the forms to be furnished the county treasurer, providing for the disposition of funds received from said license tax, providing a penalty for operating a vehicle without payment of said license fee, providing for the enforcement of this act, for the effective date of said act, and repealing all acts and parts of acts in conflict herewith." .....	188, 330, 376.
201	Introduced by Gebhardt and Corcoran: A bill for an act entitled: "An act to amend Section 4-328 of the Revised Codes of Montana of 1947, relating to sale of beer by retailer and forbidding consumption of liquor on premises licensed for sale of beer only." .....	188, 289.
202	Introduced by Haines (Missoula), Reed, Karlberg and Page (Missoula): A bill for an act entitled: "An act to enable incorporated cities and towns to acquire, operate, and lease motor busses and bus lines for the transportation of passengers; providing for borrowing money or issuing bonds for the purchase of the same; providing for a vote of the taxpayers; repealing all acts and parts of acts in conflict herewith." .....	188, 194, 221, 286, 287, 293, 504, 505, 509, 515, 516, 521, 595.
203	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 94-2425, Revised Codes of Montana, 1947; relating to making racing bets unlawful; providing for the establishment of a racing commission; the qualifications, appointments, and compensation of members thereof; providing for legalizing pari mutuel method, permitting operation only within enclosures, providing for the sale of tickets or certificates, setting maximum commissions, providing for rules and regulations, compliance by licensees, representatives of commission, appointment, compensation, revocation or cancellation of licenses, notice, hearing, effect; providing when illegal use of pari mutuel method, providing for taxes levied, rates, records, and providing that this act shall not repeal any other laws but shall operate as an exception thereto." .....	188, 380.

No.	Title of Bill	Page
204	Introduced by Andersen (Richland): A bill for an act entitled: "An act providing for the regulation, supervision, licensing and bonding of livestock and wool dealers; and providing for the enforcement of this act and penalties for the violation thereof." .....	188, 334.
205	Introduced by Magnuson: A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana, an amendment to the constitution of the State of Montana prohibiting the use of funds derived from highway uses for other than highway purposes." .....	194, 394, 422, 441, 447, 451.
206	Introduced by Nixon: A bill for an act entitled: "An act to amend Section 16-1122, Revised Codes of Montana of 1947, validating all royalty and mineral reservations heretofore made by counties." .....	194, 344, 373, 385, 386, 389, 567, 586, 592, 611, 628, 631.
207	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 62-211 of the Revised Codes of Montana of 1947, relating to the expenditure of funds by cities, towns and school districts for the purpose of operating public recreational and playground programs. and providing that any school district co-operating in such a program may levy a tax of one mill to defray cost of expenses of such recreational and playground programs." .....	194, 298, 305, 312, 316, 345, 357, 358, 360, 597.
208	Introduced by Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-607, Revised Codes of Montana, 1947, relating to hearings before the county board of equalization, and providing for the furnishing by the assessor to the board of a written statement showing the basis for the valuation of property; and repealing all acts or parts of acts in conflict herewith." .....	194, 348, 373, 385, 403, 405, 409, 466, 467, 468, 503, 515, 516, 521, 595.
209	Introduced by Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-709, Revised Codes of Montana, 1947, relating to hearings of appeals before the State Board of Equalization, and providing for the giving of testimony before the board, and the employment by the board of disinterested persons familiar with the valuation of property to assist the board in arriving at a proper valuation; and repealing all acts or parts of acts in conflict herewith." .....	194, 348, 391, 406.

No.	Title of Bill	Page
210	Introduced by Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-606 Revised Codes of Montana, 1947, relating to hearings before the county board of equalization, and providing for the employment of persons familiar with valuations of property to assist the board at such hearings; and repealing all acts and parts of acts in conflict herewith." .....	195, 348, 385, 403, 405, 409, 468.
211	Introduced by Prill and Bradley: "A bill for an act to require the publication of notice of application to sell liquor at retail under the provisions of Chapter 4 of Volume 1 of the Revised Codes of Montana of 1947; providing the form of such notice and providing for hearing thereon before the Montana Liquor Control Board; repealing all acts and parts of acts in conflict herewith." .....	195, 286, 305, 312, 313, 319, 373, 567, 586, 592, 611, 628.
212	Introduced by Smith: A bill for an act entitled: "An act to provide for a minimum salary schedule for the teachers in the public schools of the State of Montana based upon a consumer price index of 175 as determined by the Bureau of Labor Statistics of the United States using the average for the years of 1935 through 1939, both inclusive, as 100, for the annual adjustment of said schedule in accordance with the changes in the cost of living index, and based upon the years of training of said teachers beyond four years of high school in a regularly established and accredited teachers college, college or university and the degrees held by such teachers; providing for additions to such minimum salaries based on teaching experience in the public schools beyond practice or cadet teaching up to a limited number of such increments; authorizing school boards and teachers to enter into contracts paying for extra training, or fractional parts of a year based on credits acceptable toward the next higher degree; giving due consideration for school terms in excess of nine months and for services rendered beyond the regular teaching schedule prevailing in the school in subjects requiring extra hours and services beyond that required in a regular classroom schedule; authorizing school boards to exceed said minimum schedule to meet variations in local cost of living and other variations that may arise; providing that credit allowed for prior service in another school system be left to the discretion of the school boards; leaving the determination of salaries of teachers not specifically mentioned herein to the discretion of the various school boards; and repealing all acts and parts of acts in conflict herewith." .....	195, 370.
213	Introduced by Sales: A bill for an act entitled:	

No.	Title of Bill	Page
	<p>"An act to amend Section 4-309 (2815.14) of the Revised Codes of Montana, 1947, relating to the possession, manufacture or disposal of beer in other manner than prescribed unlawful; amending the section to further provide that all beer sold under the provisions of the act shall be paid for with cash before or at the time of receipt of such beer by the purchaser; repealing all acts and parts of acts in conflict herewith." .....</p>	202, 334.
214	<p>Introduced by Peters, Scofield, and Babich: A bill for an act entitled: "An act to amend Section 75-1633, Revised Codes of Montana, 1947, relating to the establishment of adult education, providing for the use of school buildings and equipment of school districts or county high schools; providing for a tax levy for the support and maintenance thereof; requiring the prior approval of Superintendent of Public Instruction for such levy; authorizing the Superintendent of Public Instruction and board of education to formulate rules and regulations of adult education schools and classes; repealing all acts and parts of acts in conflict herewith." .....</p>	202, 380.
215	<p>Introduced by Babich: A bill for an act entitled: "An act to amend Section 82-1901 of the Revised Codes of Montana, 1947, for the creation of State Purchasing Department and Agent—bond and salary." .....</p>	203, 285, 290, 325.
216	<p>Introduced by Barnard and Blikken: A bill for an act entitled: "An act to amend Section 46-1501 of the Revised Codes of Montana, 1947, relating to creation of herd districts and their size, location and dissolution; to provide that the entire holdings of any owner or lessee must be included, unless such owner or lessee consent that less than his entire holding be included." .....</p>	203, 251, 313, 332, 333, 337, 534, 536, 540, 573, 574, 577, 595.
217	<p>Introduced by Anderson (Cascade) and Emmons: A bill for an act entitled: "An act to add to Revised Codes of Montana, 1947, two new sections to be numbered 4-172 and 4-173, to require firms selling to the Liquor Control Board to have resident representatives with salesman's licenses and providing for the issuance of such licenses; prescribing the requirements therefor; providing for the keeping and inspection of records of sale; and repealing all acts and parts of acts in conflict herewith." .....</p>	203, 377, 392, 417, 442, 447, 452, 565.
218	<p>Introduced by Lien, Reed, Andersen (Richland), Atkinson, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 75-3914 of the Revised Codes of Montana, 1947, changing</p>	

No.	Title of Bill	Page
	the percentage of electors required to authorize a bond issue to a majority of the votes cast at such election." .....	203, 368.
219	Introduced by Peters, Schiltz, Crist, Prill, Gebhardt and Pierce: A bill for an act entitled: "An act authorizing and empowering the State Board of Land Commissioners of the State of Montana to sell and convey two tracts of land in the north-west quarter of section thirty-two, township one north, range twenty-six east, MPM, Yellowstone County, Montana, said tracts of land being described as follows: beginning at a point in the northwest quarter of section 32, township 1 north, range 26 east, MPM, which point is 690 feet west and 150 feet south of the north quarter corner of said section 32; thence west 718.5 feet; thence south 85°20' east 770.1 feet to the westerly right-of-way line of the airport road as now laid out and established; thence northwesterly along said right-of-way line 72 feet, more or less, to the point of beginning, containing .46 acres, more or less; and beginning at a point which is the intersection of the south boundary line of the Billings Bench Water Association canal and the easterly boundary line of North Twenty-seventh Street, Billings, Montana; thence northeasterly along the southerly right-of-way line of said canal 84.41 feet, more or less, to an intersection with the mid-section line of said section 32, township 1 north, range 26 east, MPM; thence south 0°09' west along said mid-section line 137.1 feet to an intersection with the easterly boundary of North Twenty-seventh Street, Billings, Montana; thence north 34°36' west along the easterly boundary line of said North Twenty-seventh Street 144.56 feet, more or less, to the point of beginning, containing .13 acres, more or less, which said tracts of land were acquired by the State of Montana as a part of the site for the Eastern Montana Normal School, now Eastern College of Education, but which are isolated tracts separated by highways and not adaptable for any use by said college: providing for appraisal of said land; providing for sale at public auction in Billings; providing for publication of notice of sale; providing costs of sale and all expenses incidental thereto shall be paid only out of proceeds from sale; and providing the net proceeds of sale shall go to the State General Fund." .....	203, 391, 418, 422, 447, 448, 549, 550, 553, 558, 595.
220	Introduced by Trout and Norby: A bill for an act entitled: "An act to amend Section 11-701 and 11-702 of the Revised Codes of Montana, 1947, relating to officers of cities of first, second, and third class amending the same by inserting the words 'city manager'." .....	204, 286, 305, 312, 313, 319, 384.



No.	Title of Bill	Page
221	<p>Introduced by Higgins: A bill for an act entitled: "An act declaring that it is the legislative policy of the State of Montana to foster a program designed to permit the Indian citizens of Montana to take their rightful place in society and assume the rights, duties, and privileges of full citizenship; providing for the creation of the office of the State Co-ordinator of Indian Affairs; providing for the duties and emoluments of such office; providing for the administration of loans to Indians; and appropriating monies for the purposes of this act." .....</p>	<p>204, 298, 383, 442, 443, 447, 452, 633, 634, 655, 656.</p>
222	<p>Introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An act for the elimination of reckless and irresponsible drivers of motor vehicles from the highways of the State of Montana, and providing for the giving of security and proof of financial responsibility by owners and operators of motor vehicles; defining words and phrases in said act; providing for the administration of said act by the Highway Patrol Supervisor, and prescribing his powers and duties, and providing for appeals from and stays of his orders and decisions; providing for the appointment of an executive assistant to the Highway Patrol Supervisor, prescribing his powers and duties and fixing the amount of his compensation; providing for an operating record; providing for the making of reports following a motor vehicle accident, and giving of security in case of a motor vehicle accident involving property damage in excess of \$100.00, or personal injuries to, or death of any person; providing for certain exceptions where evidence of existing insurance is furnished; providing certain further exceptions to requirements of the act; providing for the suspension of licenses and registration of motor vehicles, and duration thereof; providing that the act shall apply to non-residents, unlicensed drivers and unregistered motor vehicles and shall apply in certain instances to accidents in other states; providing the form and amount of security; providing matters not to be evidence in civil suits; providing for the custody, disposition and return of security; providing for reports on the non-payment of judgments; providing for the suspension of licenses and registration for non-payment of judgments; providing for suspension until judgment paid or until proof given; providing for payment sufficient to satisfy requirements, and certain exceptions thereto; providing for the payment of judgments by installments; providing the proof required to be furnished upon certain convictions; providing alternative methods of giving proof of financial responsibility, including a certificate of any insurance carrier that has in effect a motor</p>	

No.	Title of Bill	Page
	vehicle liability policy; providing certificates furnished by non-residents, owners of motor vehicles in the state; defining a motor vehicle liability policy; providing for cancellation or termination of policies, and that this act shall not affect other policies; providing for bond for proof of financial responsibility, amount of security, where deposited, and type of security; transfer of registration to defeat purposes of act prohibited; providing penalties for the violation of the provisions of this act; providing for surrender of licenses and registration; providing for self-insurers; providing act not to apply to U. S. Government, State of Montana, political sub-divisions or municipalities; repealing Section 53-401 to 53-417, Revised Codes of Montana, 1947, relating to elimination of reckless and irresponsible drivers from the highways, and for the giving of security and proof of financial responsibility by owners and operators of motor vehicles; prescribing certain powers and duties of the commissioner of insurance with respect to approval of plans for equitable apportionment among insurance companies of applicants for insurance who cannot obtain insurance by ordinary methods, and providing for appeals to the courts from decisions of said commissioner of insurance respecting such plans; providing this act not to prevent use of other process; providing for uniformity of interpretation; providing that if part of act be held unconstitutional it shall not affect remaining parts of act; providing that this act may be cited as the motor vehicle safety-responsibility act; appropriating the sum of \$25,000.00 or so much thereof as may be necessary for the purposes set forth in this act; providing effective date of act, and repealing all acts and parts of acts in conflict herewith." .....	204, 311, 367, 370, 383, 385, 405, 427, 429, 633, 654, 655, 656.
223	Introduced by Peters, by request: A bill for an act entitled: "An act to amend title 8-127, Revised Codes of Montana of 1947, relating to fees and charges to be made by the board of railroad commissioners based on the gross operating revenue of motor carriers and providing for an exemption for certain specified vehicles." .....	205, 326, 373, 403, 405, 410, 549, 550, 553, 558, 619.
224	Introduced by Iten, Lockridge, Jensen, Haines (Flathead), Hauge, Sykes, Haines (Missoula): A bill for an act entitled: "An act to amend Section 16-1709 of the Revised Codes of Montana, 1947, relating to creation of weed control and weed seed extermination districts, and providing	

No.	Title of Bill	Page
	for the contents of the petition for the establishment of such districts." .....	205, 303, 313, 333, 337, 469, 478, 479, 485, 487.
225	Introduced by Iten, Lockridge, Jensen, Haines (Flathead), Hauge, Sykes, Haines (Missoula), Reed: A bill for an act entitled: "An act to amend Section 16-1710 of the Revised Codes of Montana, 1947, relating to notice of hearing of petition for creation of weed control and weed seed extermination districts, and providing for the manner of such notice." .....	205, 303, 313, 333, 338, 469, 480, 487.
226	Introduced by Committee on Oil and Gas, by request: A bill for an act entitled: "An act to amend Sections 60-101, 60-102 and 60-103 Revised Codes of Montana, 1947, relating to the regulation of oil and gas wells to prevent waste and the enforcement of such regulations, by substituting the oil conservation board for the board of railroad commissioners; to amend Sections 60-118 of the Revised Codes of Montana, 1947, relating to the tax levy and collection thereof by providing for the levy and collection of a tax of one-fourth of one per cent of the gross value of oil produced and saved for market or stored; to amend Section 60-119 relating to statement of produce and payment of tax by providing for payment of one-fourth of one per cent of gross value; repealing Section 60-123, and Section 8-208 Revised Codes of Montana, 1947, by adding Sections 60-123, 60-124, and 60-125, as follows: Section 60-123, providing that rules, regulations and orders of the board of railroad commissioners shall remain in effect until abrogated; Section 60-124, substituting the oil conservation board for the board of railroad commissioners in matters pertaining to regulatory authority; Section 60-125 providing for transfer to the oil conservation board of records, property and equipment of the oil and gas division of the board of railroad commissioners." .....	205, 240, 353.
227	Introduced by Cook, Tripp, Trout and Barnard: A bill for an act entitled: "An act providing that a period of not more than eight (8) hours shall constitute a day's work and a period of not more than six (6) days shall constitute a week's work in all industries, occupations, undertakings and employments, except farming and stock raising and in case of emergencies, providing penalties for the violation thereof and repealing all acts and parts of acts in conflict herewith." .....	205.
228	Introduced by McBride, McElwain, and Emmons: A bill for an act entitled: "An act authorizing Raymond J. Johnson, of Deer Lodge County, Montana, to file with the State Board of Examiners his claim against the State of Montana, for	

No.	Title of Bill	Page
	compensation for the loss of four head of pure bred Holstein milch cows by electrocution when they came in contact with a broken live electric power wire, maintained by the Montana State Hospital at Warm Springs, Montana, and authorizing said State Board of Examiners to hear, audit and determine the said claim of Raymond J. Johnson which the said State Board of Examiners may approve and allow." .....	206, 298, 394, 422, 441, 447, 452, 598, 654, 655.
229	Introduced by Reed and Pierce: A bill for an act entitled: "An act to amend Section 5866 of the Revised Codes of Montana, 1935, as amended by Chapter 180 of the Laws of the 31st Legislative Assembly of the State of Montana relating to report and consent necessary on the adoption of a deserted or abandoned minor child and repealing all acts and parts of acts in conflict herewith." .....	206, 392, 422, 441, 447, 453, 533, 554, 557, 610, 629, 630, 633.
230	Introduced by Foley and Andersen (Richland): A bill for an act entitled: "An act to amend Section 16, Chapter 199, Session Laws of 1949, relating to the application of approval as isolated school, to provide a change in the time of such application." .....	206, 299, 333, 349, 351, 356, 637.
231	Introduced by Haines (Missoula), Karlberg, Reed and Page (Missoula): A bill for an act entitled: "An act to amend Sections 11-3135 and 11-3136 of the Revised Codes of Montana, 1947, relating to commission form of government; providing that petition signed by ten per cent (10%) of the qualified electors may demand an election to abandon such form of government, and providing for requirements of petitions." .....	206, 352, 392, 418, 422, 424, 534, 548, 549, 550, 558, 595.
232	Introduced by Committee on Education: A bill for an act entitled: "An act to repeal Sections 75-4513, 75-4229 of the Revised Codes of Montana, 1947; and to amend Sections 75-4230, 75-4231 of the Revised Codes of Montana, 1947, relating to attendance outside of county of pupils' residence and the transfer of apportionments in connection therewith and repealing all acts or parts of acts in conflict herewith." .....	206, 353, 411, 420, 440, 443, 553, 573, 574, 577, 595.
233	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-3414, Revised Codes of Montana, 1947, relating to	

No.	Title of Bill	Page
	budgets and levies for transportation and repealing all acts or parts of acts in conflict herewith.”	206, 314, 344, 357, 358, 360, 533.
234	Introduced by Committee on Education: A bill for an act entitled: “An act to amend Section 75-3403 of the Revised Codes of Montana, 1947, relating to school boards operating busses or contract for transportation of pupils by providing authority to school boards operating busses to set up a depreciation reserve to be kept in a separate fund and used only for the replacement of the bus or busses for which reserve is set up, and repealing all acts or parts of acts in conflict herewith.” .....	206, 299, 313, 332, 333, 338, 553, 559, 560, 602, 607, 619.
235	Introduced by Committee on Education: A bill for an act entitled: “An act to amend the laws of the State of Montana relative to the payment of tuition for elementary school pupils attending schools outside of the district in which they reside, and particularly Section 75-1625, Revised Codes of Montana, 1947, relating to attendance of elementary school pupils at schools outside of state; Section 75-1630, Revised Codes of Montana, 1947, relating to the transfer of funds from the district where a child resides to the district where said child attends school; Section 75-1632, Subsection 3, Revised Codes of Montana, 1947, relating to the duties of trustees to determine the rate of tuition of non-resident pupils; and Section 75-3404, relating to the power of school boards to close schools and transport pupils to other schools and the authority for a district to support schools in other districts and repealing all acts and parts of acts in conflict herewith.” .....	206, 354, 411, 421, 440, 444, 598, 641, 642, 653.
236	Introduced by Loble: A bill for an act entitled: “An act to require employers to permit employees to be absent from their jobs or occupations a sufficient length of time to permit said employees to vote in all primary and general elections, when such absence is requested by said employee; providing that refusal to grant such leave shall be deemed a misdemeanor; and repealing all acts and parts of acts in conflict herewith.” .....	207, 216, 228, 369, 411, 422.
237	Introduced by Holtz: A bill for an act entitled: “An act to re-appropriate the unexpended balance of moneys appropriated by Chapter 169 of the Laws of 1949, to be credited to the Superintendent of Public Instruction for the purchase of texts for the use of visually handicapped children	



No.	Title of Bill	Page
	in the public schools; repealing all acts and parts of acts in conflict herewith." .....	207, 299, 346, 476, 493, 494, 502, 598, 641, 642, 653.
238	Introduced by Lien, Reed, Andersen (Richland), Atkinson, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 75-3901 of the Revised Codes of Montana, 1947, authorizing the boards of trustees of school districts to issue coupon bonds for the purpose of constructing or acquiring dwelling for teachers, principals, or superintendents, and for the purpose of purchasing a school bus or busses." .....	207, 345, 373, 386, 392, 406, 504, 514, 566, 576, 580, 628, 631.
239	Introduced by the Appropriations Committee: A bill for an act entitled: "An act to re-appropriate such balances of money as may remain on June 30th, 1951, in certain specific appropriations made from the general fund under certain specific provisions of House Bill No. 447 of the Thirty-first Legislative Assembly for the several units of the university of the State of Montana, known as Montana State University, Montana State College, Montana School of Mines, Western Montana College of Education, designated in said bill as Montana State Normal College, Eastern Montana College of Education designated in said bill as Eastern Montana Normal School, and Northern Montana College." .....	207, 226, 298, 305, 309, 488, 498, 502, 518.
240	Introduced by Appropriations Committee: A bill for an act entitled: "An act to re-appropriate money appropriated from the general fund by House Bill No. 432 of the Thirtieth Legislative Assembly and House Bill No. 353 of the Thirty-first Legislative Assembly for the purchase of the Lee House surrounded by the campus of the school of mines, inasmuch as these funds cannot be used prior to June 30th, 1951." .....	207, 298, 305, 309, 467, 478, 479, 485, 487.
241	Introduced by Loble, Smith and Blikken: A bill for an act entitled: "An act to amend Section 81-209 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 176, Laws of 1949, relating to the salaries and compensation of officers and employees of the Department of State Lands and Investments; changing the salary of the Commissioner of State Lands and Investments from forty-five hundred dollars (\$4500.00)	

No.	Title of Bill	Page
	per annum to five thousand (\$5,000.00) per annum payable monthly." .....	207, 353, 392, 418, 422, 424, 566, 576, 581, 602, 607, 619.
242	Introduced by Atkinson, Lien, Working, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 2, of Chapter 199 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, relating to the public elementary and secondary school finance and equalization law, the determination of average number belonging, definition of foundation program and isolated schools, to provide for an average number belonging for re-opened schools, and ANB for schools operating more than 180 days." .....	207, 379, 418, 422, 440, 444, 553, 573, 574, 577, 595.
243	Introduced by Pierce, Gebhardt, Leuthold, Esp, Dokken, Peters, Crist and Prill: A bill for an act entitled: "An act to repeal Sections 26-311, 26-312, and 26-313 of the Revised Codes of Montana, 1947, relating to the open season for elk in Park County and the authority of the Fish and Game Commission to shorten such season, making it unlawful to take more than one elk during the open season in Park County and providing a penalty for the violation of the act." .....	208, 393.
244	Introduced by Trout and Norby: A bill for an act entitled: "An act relating to special improvements in districts partly within and partly without the limits of any incorporated town or city, and to empower any city or town council or commission in conjunction with the board of county commissioners in which such city or town is situated to create special improvement districts and to extend the boundaries of such districts to include lands partly inside and partly outside the limits of such town or city, whenever any street, alley or public place adjoins such town or city or is partly within and partly without such city or town." .....	208, 393.
245	Introduced by Smith: A bill for an act entitled: "An act to amend Section 25-309, of the Revised Codes of Montana, 1947, relating to salaries and fees of constables in certain townships and providing for an increase in such salaries, and repealing all acts and parts of acts in conflict herewith." .....	208, 368.
246	Introduced by McElwain: A bill for an act entitled: "An act to amend Section 6 of Chapter 206 of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana relating to the definition of terms of said act creating a home for senile men and women." .....	218, 251, 302, 312, 313, 368.

No.	Title of Bill	Page
247	Introduced by Reed, Andersen (Richland), Lockridge, Atkinson, Lien: A bill for an act entitled: "An act to amend Section 75-3510 of the Revised Codes of Montana, 1947, relating to the adoption of textbooks by schools with and without district superintendents, a county textbook committee, to provide a recommended list of textbooks by the State Superintendent of Public Instruction, the replacement of obsolete and damaged textbooks, and to provide for the repeal of Section 75-3502 of the Revised Codes of Montana, 1947, which provides for the raising of funds for free textbooks." .....	218, 314, 357, 358, 361, 552.
248	Introduced by Andersen (Richland), Lien, Atkinson, Lockridge, and Holtz: A bill for an act entitled: "An act to amend Section 75-1632 (10) of the Revised Codes of Montana, 1947, relating to the suspension or expulsion of pupils from school and providing for the exclusion from school of certain children, to provide a specific age for entrance." .....	218, 314.
249	Introduced by Wilson (Judith Basin) and Tripp: A bill for an act entitled: "A bill for an act to prohibit any school board member or public school administrator from dismissing or otherwise coercing any public school teacher from free exercise of religion; and providing penalties for violation of this act." .....	228, 314.
250	Introduced by O'Connor, Gebhardt, Babich and Mountain: A bill for an act entitled: "An act to amend Section 4-101 (2815.60), Revised Codes of Montana, 1947, relating to the State Liquor Control Act of Montana, providing for the manner of citing the same, declaring the policy of the State that the control of the manufacture, sale and distribution of 'liquor' as 'liquor' is defined in the State Liquor Control Act of Montana, and as amended by Chapter 209, Laws of the Thirty-first Legislative Assembly of Montana, 1949, shall be effectuated under the 'State Liquor Control Act of Montana' and the Retail Liquor License Act of Montana, and as such acts may be amended or supplemented; and providing that the control by the State of Montana of the manufacture, sale and distribution of beer shall be regulated and effectuated under the provisions of the Montana Beer Act, as amended and supplemented, and not under the provisions of the State Liquor Control Act of Montana; providing that the terms 'beer' and 'malt liquor' whenever such terms are used as a subject of regulation and control in the State Liquor Control Act of Montana shall refer to and be construed as applicable only to beer, ale, porter, stout or other malt liquors containing more than four per centum (4%) of alcohol by weight, and that such beer, ale, porter,	

No.	Title of Bill	Page
	stout and malt liquors containing more than four per centum (4%) of alcohol by weight shall be defined and classified as 'liquor' and, as such, shall be subject to regulation and control by and under the provisions of the 'State Liquor Control Act of Montana', and not under the provisions of the Montana Beer Act; and amending Section 4-236 (2815.162), Revised Codes of Montana, 1947, relating to the effective dates of Chapter 105, Laws of the Twenty-third Legislative Assembly of Montana, 1933, and Chapter 106, Laws of the Twenty-third Legislative Assembly of Montana, 1933, and declaring such dates, and repealing all acts and parts of acts in conflict herewith." .....	228, 334, 403, 420, 427, 430, 534, 548, 549, 550, 558, 619.
251	Introduced by Graybill: A bill for an act entitled: "An act to appropriate money to the Attorney General for the purpose of compiling and printing a digest and index to the reports and official opinions of the Attorney General of the State of Montana." .....	228, 437, 460, 468, 469, 472, 534, 548, 549, 550, 558, 595.
252	Introduced by Mountain, Dwyer, McCarthy and Loughran: A bill for an act entitled: "An act to amend Section 94-3001 of the Revised Codes of Montana, 1947, entitled 'lottery defined', by excluding from the provisions of this act 'trade stimulators', as defined in Subsection 3 of Section 84-5701 of the Revised Codes of Montana, 1947, as amended." .....	229, 282, 305, 312, 313, 320, 329, 330, 335, 484.
253	Introduced by Graybill and McElwain: A bill for an act entitled: "An act to amend Section 11-1821 of the Revised Codes of Montana, 1947, relating to payment of police reserves, to provide for increasing payments to widow or minor children and raising the age during which minor child may receive payments, and repealing all acts or parts of acts in conflict herewith." .....	229, 311, 324, 367, 385, 386, 389, 477, 498, 502, 518.
254	Introduced by Brenner: A bill for an act entitled: "An act to amend Section 92-116 of the Revised Codes of Montana of 1947, relating to payments into an industrial accident administrative fund of the industrial administration fund by employers electing to be bound under plan one of the Workmen's Compensation Act, by the State Auditor from collections from insurance carriers under plan two, and the industrial accident fund, plan three; providing for a budget to be prepared by the Industrial Board, providing for pro-rata adjustment not to exceed 25% when assessments	

No.	Title of Bill	Page
	exceed \$100,000; providing penalties for failure to comply; repealing all acts in conflict therewith and providing that the act shall take effect immediately upon its passage and approval." .....	229, 382.
255	Introduced by Esp, Scofield, O'Connor, Hauge and Phillips: A bill for an act entitled: "An act to amend Section 59-302 of the Revised Codes of Montana of 1947, relating to disqualifications from holding public office in the State of Montana; and providing for the disqualification from holding public office of a person who claims or advises or aids another to claim, upon certain grounds, exemption from military service in the armed forces of the United States or of the military forces of this State; and provided nothing herein is intended to impair any rights guaranteed under the Constitution of the United States or the Constitution of the State of Montana, and repealing all acts and parts of acts in conflict herewith." .....	229, 373, 384, 385, 418, 422, 440, 444, 567, 586, 594, 608, 609, 613, 614, 620, 628, 630.
256	Introduced by Pierce: A bill for an act entitled: "An act to amend Sections 84-1901 and 84-1902, Revised Codes of Montana, 1947, relating to disposal of licenses and other tax proceeds of the State of Montana, and repealing all acts and parts of acts in conflict herewith." .....	229, 327.
257	Introduced by Pierce, Norby, Dwyer and Sagunsky: A bill for an act entitled: "An act to amend Section 84-1802, Revised Codes of Montana, 1947, as amended by Chapter 202, Laws of the Thirty-first Legislative Assembly, 1949, relating to the license tax levied on dealers in gasoline, and repealing all acts and parts of acts in conflict herewith." .....	229, 330, 417, 610.
258	Introduced by Emmons and McBride: A bill for an act entitled: "An act to appropriate money for the purchase by the State of Montana, through the State Board of Examiners, of lots numbers twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16), and seventeen (17) in block number nineteen (19) of the Corbin Addition to the City of Helena, Montana, being the parking area used by the State adjacent to the parking oval at the south side of the state-house, from the owners thereof, upon the conditions, and within the limitations, prescribed in this act, and providing that this act shall be valid and operative notwithstanding the provisions of the budget act." .....	229, 531
259	Introduced by Appropriations Committee: A bill for an act entitled: "An act appropriating all balances of money remaining in the several appropriations made under the provisions of House	



No.	Title of Bill	Page
	<p>Bill No. 299 of the Thirty-first Legislative Assembly, from the post war planning and construction reserve fund for the following State Institutions: Eastern Montana College of Education, Billings; Montana School of Mines, Butte; Montana State University, Missoula; Northern Montana College, Havre; School for the Deaf and Blind, Great Falls; Industrial School for Boys, Miles City; Montana State Orphans' Home, Twin Bridges; Montana State Prison, Deer Lodge; Montana Soldier's Home, Columbia Falls; Montana State Training School, Boulder; Montana State Tuberculosis Sanitarium, Galen; State Capitol; and declaring this act to be valid notwithstanding the provisions of the budget act." .....</p>	<p>230, 289, 305, 312, 313, 320, 479, 480, 481, 485, 487.</p>
260	<p>Introduced by Loble: A bill for an act entitled: "An act to appropriate to the State Board of Examiners the balances of money remaining in the post war planning and construction reserve fund on March 1, 1951, out of the appropriations heretofore made to said fund, of which not to exceed two hundred fifty thousand dollars (\$250,000.00) was made available for architectural and engineering costs under the provisions of Section 8, of Chapter 148 of the Session Laws of Montana of 1945; repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act." .....</p>	<p>230, 333, 372, 385, 386, 390, 469, 480, 481, 485, 487.</p>
261	<p>Introduced by Magnuson, Loble and Graybill: A bill for an act entitled: "An act to amend Section 93-3008, Revised Codes of Montana, 1947, as amended by Chapter 135, Session Laws of 1949; and to amend Section 93-3010, Revised Codes of Montana, 1947; to provide for the service of process upon the Secretary of State of the State of Montana when the officers and agents of corporations actually doing business within the State of Montana cannot be found in the State of Montana; and repealing all acts and parts of acts in conflict herewith." .....</p>	<p>230, 392.</p>
Sub. 261	<p>Introduced by Committee on Judiciary. A bill for an act entitled: "An act to amend Section 93-3008, Revised Codes of Montana, 1947, as amended by Chapter 135, Session Laws of 1949; and to amend Section 93-3010, Revised Codes of Montana, 1947; all relating to service of process on certain corporations by serving Secretary of State; providing for the service of process upon the Secretary of State of Montana when the officers and agents of corporations who are or were doing business within the State of Montana cannot be found in the State of Montana; providing that service by</p>	

No.	Title of Bill	Page
	publication must be made in addition thereto in certain types of actions; and repealing all acts and parts of acts in conflict herewith." .....	396, 422, 442, 447, 453, 534, 548, 549, 550, 558, 595.
262	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money to supplement the appropriation for Montana State University located at Missoula, Montana, for the State's contribution to the public employees' retirement system fund made in House Bill No. 447, Thirty-first Legislative Assembly for the period beginning July 1, 1950 and ending June 30, 1951, it having been determined that such appropriation is insufficient." .....	230, 289, 305, 312, 313, 320, 469, 480, 481, 487.
263	Introduced by Loble and McElwain: A bill for an act entitled: "An act to amend Section 68-1307 of the Revised Codes of Montana, 1947, relating to the contribution of the State to the public employees retirement fund, by changing the amount of such contribution from three per cent (3%) to four per cent (4%) of the total compensation paid members of the retirement system, providing an effective date for this act, and repealing all acts and parts of acts in conflict herewith." .....	230, 381.
264	Introduced by Committee on Public Health, Morals and Safety: A bill for an act entitled: "An act to amend Sections 69-804, 69-805, 69-806, 69-807, 69-808, 69-811 and 69-812 of Chapter 8 of the Revised Codes of Montana, 1947, relating to the creation and supervision of full-time county and district health departments and boards and providing for the addition to and withdrawal from existing full-time county and district health departments and boards providing for a treasurer for such full-time health departments and providing for contractual agreements between counties and such full-time health departments." .....	230, 368.
265	Introduced by Committee on Public Health, Morals and Safety: A bill for an act entitled: "An act to amend Section 4 of Chapter 57 of the Laws of the Thirty-first Legislative Assembly of Montana, 1949, relating to the powers of the State Board of Health, and providing for consolidation and reorganization of the various divisions within the State Board of Health." .....	231, 352, 411, 421, 440, 445, 448, 457.
266	Introduced by Committee on Fish and Game: A bill for an act entitled: "Assent to act of Congress known as Dingell-Johnson Bill: Authorizing State Fish and Game Department to cooperate	

No.	Title of Bill	Page
	with the Secretary of the Interior in fish restoration and management projects." .....	231, 304, 313, 333, 335.
267	Introduced by Michels, Aronow and Lien: A bill for an act entitled: "An act to amend Sections 4-108, 4-114, 4-116, 4-128 and 4-231 of the Revised Codes of Montana of 1947, and to repeal Section 4-133 of the Revised Codes of Montana, 1947, all of said Sections being Sections of the State Liquor Control Act of Montana." .....	231, 306.
268	Introduced by Lien, Higgins, Hawks and Dokken: A bill for an act entitled: "An act to permit Indians to attend the units of the University of Montana without the payment of the regular fees required of students in attendance; providing for the number and selection of such pupils; providing that at least six of such pupils chosen shall enroll in teacher-training courses; providing that the State Board of Education shall formulate rules and regulations for the selection of these pupils and providing that the State Superintendent of Public Instruction shall be the agent of the board in carrying out the provisions of this act." .....	231, 299, 380, 411, 421, 427, 430, 504, 515, 516, 521, 595.
269	Introduced by Tripp, Foley and O'Connor: A bill for an act entitled: "An act to prohibit any school board member or public school administrator from coercing any public school to join or not to join any professional union or association; providing for criminal penalties and liability for damages; and repealing all acts and parts of acts in conflict herewith." .....	231, 370.
270	Introduced by Esp and Scofield: A bill for an act entitled: "An act to amend Section 2 of Chapter 190, Laws of 1949, relating to rental rates of state grazing lands upon the animal-unit-month basis, by providing the formula for computation of such rates shall require the State Board of Land Commissioners to make allowance and give credit to the lessees for the cost of improvements ordinarily and necessarily placed on such lands by lessee and for the cost of repairs made by lessees to improvements on such lands, providing an effective date for this act, and repealing all acts and parts of acts in conflict herewith." .....	231, 391, 411, 421, 432, 433, 566, 576, 579, 599, 624, 625, 630, 655, 656.
271	Introduced by O'Connor, by request: A bill for an act entitled: "An act to amend Section 94-4208, Revised Codes of Montana, 1947, relating to carrying into prison things useful to aid in an escape, to provide that any person who shall	

No.	Title of Bill	Page
	furnish or attempt to furnish, or aid or assist in furnishing to any prisoner confined in the state prison, any liquor, knives, razors, drugs, narcotics, guns, ammunition, ropes, ladders, civilian clothing, or money direct to such prisoner, shall be deemed guilty of a felony and upon conviction thereof shall be sentenced to the state prison for a term not exceeding ten (10) years, or a fine not exceeding ten thousand dollars (\$10,000.00), or both." .....	231, 368.
272	Introduced by McBride, Emmons and Loughran: A bill for an act entitled: "An act to authorize payroll deductions from the salaries and wages of officers and employees of the State of Montana and any agency, department, board, bureau or commission thereof, and from the salaries and wages of employees of any county, city, or town for the purchase of bonds or other obligations of the United States, or bonds or other obligations of the State of Montana, or dues of members or subscribers of health service corporations incorporated and operating under the laws of the State of Montana and providing the procedure therefor, and providing that the powers hereby conferred shall not be restricted by any laws prohibiting or limiting assignments of wages or salaries, and repealing all acts and parts of acts in conflict herewith." .....	231, 399.
273	Introduced by Brenner, Loble, Magnuson, Esp and Scofield: A bill for an act entitled: "An act relating to game animals; empowering the State of Montana Fish and Game Commission to establish fish, game bird, game and fur-bearing animal checking stations; defining Montana State Fish and Game Commission checking stations; and providing penalties for failing to stop at checking stations." .....	232, 358, 392, 418, 422, 425, 575, 587, 589, 611, 628.
274	Introduced by Tripp, by request: A bill for an act entitled: "An act making it a misdemeanor for any person to leave a motor vehicle standing unattended on streets and highways without stopping the motor, locking ignition, setting the brakes, removing the key and turning wheels to the curb or side of highway; making an exception for commercial vehicles." .....	232, 294.
275	Introduced by Cook and Tripp: A bill for an act entitled: "An act to provide for registration of persons employed to advocate or oppose legislative measures, and to regulate the method of such advocacy or opposition and repealing all acts and parts of acts in conflict herewith." .....	232.
276	Introduced by Bradley: A bill for an act entitled: "An act to amend Section 26-201, Revised Codes	

No.	Title of Bill	Page
	of Montana of 1947, defining and classifying birds, animals and fish by deleting raccoon from the list of animals classified as fur-bearing animals and including raccoon in the list of animals classified as game animals." .....	232, 304, 313, 333, 335, 370, 385, 392, 406, 504, 532, 536.
Sen. Sub. for H.B. 276	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26-201, Revised Codes of Montana of 1947, as amended, Chapter 37 Laws of 1949, defining and classifying birds, animals and fish by deleting raccoon from the list of animals classified as fur-bearing animals and including raccoon in the list of animals classified as game animals." .....	540, 573, 574, 577, 595.
277	Introduced by Working, Scofield, McElwain, Andersen (Richland), Graybill and Rieder: A bill for an act entitled: "An act to amend Section 3, Chapter 199, Session Laws of 1949, relating to foundation program schedules for the elementary and high schools of Montana, to provide for increases in the same." .....	232, 374, 413, 418, 419.
278	Introduced by Working, Scofield, McElwain, Andersen (Richland), Graybill and Rieder: A bill for an act entitled: "An act to amend Sections 9, 10, 14, 15, Chapter 199, Session Laws 1949, relating to changes in the budget by budget board, restrictions on budget, fixing the tax levy, allowance for additional expenses over the foundation program, and levy taxes, to provide for an increase in the permissive levy and change in the base for levy for county high school." .....	232, 374, 411, 413, 419, 441, 447, 453, 575, 587, 593, 608, 626, 630, 654, 655.
279	Introduced by Brenner, Rostad, Mountain and Freshman: A bill for an act entitled: "An act to regulate, license, authorize and control games of chance, gambling games and gambling devices; providing for the operation thereof under licenses duly issued by the State Board of Equalization; providing for applications for licenses, and providing for residence requirements for individuals, associations, partnerships and corporations; providing for a license tax and fixing the amount thereof; providing that licenses are non-transferable; providing that only one 'House Gambling License' be issued to any one individual, association, partnership or corporation; providing for holder of license to be actual operator of the premises for which license is issued; providing for a two per cent gross revenue tax; providing for the disposition of the proceeds of license fees; prescribing the hours during which games may	



No.	Title of Bill	Page
	be played; providing for an order of interdiction; granting to the State Board of Equalization certain powers for the enforcement of this act; providing for the suspension and revocation of licenses; authorizing the State Board of Equalization to prescribe and promulgate rules and regulations; providing that the sheriffs, deputies and police of the State of Montana shall enforce said law; providing that no cheating or thieving game or device be used or played; providing penalties for the violation of this act; prohibiting persons under the age of twenty-one years from playing at or loitering about such games or from entering or being permitted to enter any house, room or premises wherein any gambling games or gambling devices are operated or conducted; permitting counties to levy a license tax in addition to the state license; providing for a dealer's license fee, bond and residence requirements; defining certain words and terms used in this act; and repealing all acts and parts of acts in conflict." .....	232, 326.
280	Introduced by Esp and Scofield: A bill for an act entitled: "An act to amend Section 81-915 of the Revised Codes of Montana, 1947, relating to terms of payment by purchasers of state land, by changing the requirement that each bid be accompanied by a check for ten per centum (10%) of the total appraised sales price to a requirement that each bid be accompanied by a check for fifty per centum (50%) of the total appraised sales price and by changing the minimum sum payable in cash on the day of sale from ten per centum (10%) to fifty per centum (50%) of the total sales price." .....	233, 391, 418, 422, 440, 445, 554.
281	Introduced by O'Connor, Gebhardt, Babich and Mountain: A bill for an act entitled: "An act to amend Sections 4-301, (2815.10), 4-302 (2815.11), 4-307 (2815.12), 4-317 (2815.22), 4-318 (2815.23), 4-330 (2815.33), 4-342 (2815.45), 4-344 (2815.47), 4-349 (2815.51), Revised Codes of Montana, 1947, all thereof being Sections in and of the 'Montana Beer Act', said Section 4-301 relating to the manner of citing said act, declaring the policy of the State of Montana to regulate and control the manufacture, transportation, sale, distribution and possession of beer of not more than four per centum (4%) of alcohol by weight and as that term is defined by the Montana Beer Act, under and by the terms of the Montana Beer Act and the Montana Retail Liquor License Act, and providing that beer and malt liquors containing more than four per centum (4%) of alcohol by weight shall be subject to, and continue subject to the regulations and controls of the State Liquor Control Act of Montana; said Section 4-301 relating to the definitions of terms in the Montana Beer Act, and defining beer for the purposes of	

No.	Title of Bill	Page
	<p>that act; said Section 4-307 relating to the powers of the Montana Liquor Control Board to prescribe rules and regulations under said act, and to prescribe standards of sanitation and safety on premises licensed for consumption of beer on premises; said Section 4-317 relating to the licensing of brewers under the Montana Beer Act, persons to whom licensed brewers may sell beer, and levying a barrelage tax on beer; said Section 4-318 relating to wholesalers' licenses and qualifications of wholesalers, issuance of duplicate license to wholesalers to cover one (1) sub-warehouse only for each wholesale licensee, and providing that licensed wholesalers shall unload beer manufactured in other states and consigned to them into the warehouse or sub-warehouse of the licensed wholesaler in this state; said Section 4-330 relating to offenses in connection with the purchase or sale of beer, including sales, deliveries or gifts of beer to minors, intoxicated persons, interdicted persons, and others, and prescribing penalties, suspension or revocation of licenses for such offenses; said Section 4-342 relating to the powers of the board to refuse, cancel or revoke licenses issued under the Montana Beer Act and to investigate complaints respecting the actions or operations of brewer, wholesaler and retailer licensees, providing for administrative procedures and judicial review by the district courts of actions or intended actions of the board; said Section 4-344 providing that the district courts shall have concurrent jurisdiction with justice courts in all prosecutions under this act; said Section 4-349 forbidding brewers to furnish property, except of the limited value specified in this act, to retail licensees, or to be financially interested, directly or indirectly, in the conduct or operation of the business of a licensed retailer; permitting the advertising of beer except as restricted by the provisions of this act; providing that brewers may have and operate under license storage depots for receiving, storing and distribution of beer manufactured by them in this state off brewery premises, at any point in Montana: and repealing Sections 4-316 (2815.21), 4-331 (2815.34), 4-334 (2815.37), 4-335 (2815.38), 4-336 (2815.39), and 4-343 (2815.46), Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." .....</p>	<p>233, 344, 391, 406, 427, 430, 534, 573, 574, 577, 619.</p>
282	<p>Introduced by Dokken: A bill for an act entitled: "An act to amend Section 77-601 of the Revised Codes of Montana, 1947, relating to the re-employment of persons completing military or naval service to provide for later selective service, national guard and reserve officers acts and to pro-</p>	

No.	Title of Bill	Page
	vide for the time of such re-employment of teachers." .....	234, 345, 373, 386, 392, 407, 566, 576, 581, 611, 628.
283	Introduced by Committee on Banking and Insurance, by request: A bill for an act entitled: "An act to regulate and license the business of lending in amounts from five dollars (\$5.00) to one thousand dollars (\$1,000.00), providing for the election and appointment of a five-member board of control, prescribing the powers and duties of said board, providing for the licensing of loan businesses subject to this act and for the revocation or suspension of such licenses for certain causes, prescribing maximum interest and service charges, and prescribing civil and criminal remedies for violations of this act." .....	234, 288, 334.
284	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money to supplement the appropriation for the several units of the University of Montana known as Montana State University, Montana State College, Montana Agricultural Experiment Station, Montana School of Mines, Western Montana College of Education, Eastern Montana College of Education and Northern Montana College, for the State's contribution to the teachers' retirement system fund made in House Bill No. 447, Thirty-first Legislative Assembly, for the period beginning July 1, 1950, and ending June 30, 1951, it having been determined that such appropriations are insufficient." .....	234, 289, 305, 312, 313, 321, 469, 480, 481, 485, 487.
285	Introduced by McBride, Emmons and Loble: A bill for an act entitled: "An act to appropriate to the State Tuberculosis Sanitarium the balances remaining in appropriations heretofore made by House Bill No. 147 and House Bill No. 443, Laws of 1949, for the purpose of building and furnishing certain buildings in connection with the construction of a new hospital wing and for the construction of a wing for Indian patients in conjunction with an appropriation made by the Federal Government; repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act." .....	234, 289, 312, 313, 321, 467, 478, 479, 485, 487.
286	Introduced by Purdy, Schiltz, Omholt, Hess, Norby, Nixon, Page (Missoula), McElwain, Beck, Barnard and Barrett: A bill for an act entitled: "An act to appropriate money to the Northern Montana College at Havre, Montana, for the purpose	

No.	Title of Bill	Page
	of completing the necessary physical plant for the successful operation of the college." .....	234, 613.
287	Introduced by Valach and Loble: A bill for an act entitled: "An act to re-appropriate from the General Fund any balance remaining on March 7, 1951, in the appropriation made by virtue of Chapter 206, Laws of 1949, for the purpose of 'to design, engineer, construct, erect, furnish and operate a suitable building or buildings to be used as a home for senile men and women'; providing for the acquisition of a tract of land to be used as a site for said home." .....	234, 289, 309, 312, 313, 321, 467, 478, 479, 485, 487.
288	Introduced by Cook and Tripp: A bill for an act entitled: "An act relating to allowance for disfigurement awards under the Workmen's Compensation Act; providing that additional awards be made by the Industrial Accident Board in cases of loss of earning capacity and providing maximum limits on such awards." .....	235, 611.
289	Introduced by Reed, Haines (Missoula), Karlberg, and Page (Missoula): A bill for an act entitled: "An act to amend Section 12 of Chapter 199, of the Laws of the Thirty-first Legislative Assembly of the State of Montana, amending Section 1219 of the Revised Codes of Montana, 1935, relating to district school taxes to be raised by a vote of the people, to provide for an increase in the permissive levy for high schools and elementary schools and to provide for a voted levy for district and county high schools." .....	235, 347, 379, 403, 406, 410, 575, 587, 594, 608, 627, 630, 654, 655.
290	Introduced by Omholt, Scofield and Seifert: A bill for an act entitled: "An act to amend Section 25-508 of the Revised Codes of 1947, as amended by Chapter 58, Session Laws of the Thirty-first Legislative Assembly, 1949, relating to traveling expenses of certain county officers attending conventions by including the office of county treasurer, and repealing all acts and parts of acts in conflict herewith." .....	235, 303, 313, 333, 339, 395.
291	Introduced by Holtz and Harpster: A bill for an act entitled: "An act to amend Section 75-1522 of the Revised Codes of Montana, 1947, relating to the abandonment of school districts and providing for such abandonment by the county superintendent after a school district has not operated a school for three (3) years; providing that school districts shall not be abandoned after three (3) years if they provide transportation or payments in lieu thereof for five (5) children of	

No.	Title of Bill	Page
	school age in the district; providing for notification by the county superintendent to each school district which has not operated a school for two (2) years that another year of such non-operation of a school will bring abandonment, and repealing all acts and parts of acts in conflict herewith." ....	235, 369, 380, 411, 421, 447, 448, 553, 573, 574, 577, 595.
292	Introduced by Dwyer and Goodgame: A bill for an act entitled: "An act to amend Chapter 133, of the Session Laws of the State of Montana for 1949, relating to jury lists to provide that such list shall be drawn on the last Monday in July and repealing all acts or parts of acts in conflict herewith." .....	235, 368.
293	Introduced by Cook and MacDonald: A bill for an act entitled: "An act to amend Section 92-1001 of the Revised Codes of Montana, 1947, by providing the minimum capital structure of insurance companies insuring employers' liability under Compensation Plan No. 2, and repealing all acts and parts of acts in conflict herewith." .....	235, 306.
294	Introduced by Rostad: A bill for an act entitled: "An act to amend Section 32-1608 of the Revised Codes of Montana, 1947, relating to contracts by the State Highway Commission for work on highways; providing for letting of contracts; providing competitive bidding upon notice and form of contracts to be prescribed by said commission; the work to be included therein; authorizing such work to be done by force action; authorizing the use of convict labor; requiring bond by contractors for fair performance of such contracts; and repealing all acts and parts of acts in conflict herewith." .....	235, 311, 349, 351 356, 533.
295	Introduced by Crist, by request: A bill for an act entitled: "An act to provide for the qualifications, examination, and licensing of life insurance agents; to make unlawful the selling of life insurance by unauthorized persons and provide penalties therefore; and repealing all acts or parts of acts in conflict herewith." .....	236, 375.
296	Introduced by Norby, Schiltz and Blewett: A bill for an act entitled: "An act to amend Section 25-236 of the Revised Codes of Montana, 1947, relating to the fees of coroners and 16-3408 of the Revised Codes of Montana of 1947, relating to stenographers of coroners for counties having a population by the latest Federal census enumeration of 45,000 or more, to provide that in counties having a population of 45,000 or more by such Federal census enumeration, the coroner shall receive a salary of not to exceed four thou-	



No.	Title of Bill	Page
	sand dollars (\$4,000) per annum together with mileage, in lieu of all fees; providing that in such counties the salaries of coroners and their stenographers shall be fixed by the county commissioners." .....	236, 369, 411, 421, 432, 433, 567, 586, 591, 629, 630, 633.
297	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26-128 of the Revised Codes of Montana of 1947 relating to the posting and publication of orders, rules and regulations of the State Fish and Game Commission, making the printed publication thereof prima facie evidence of the passage thereof, and repealing all acts and parts of acts in conflict herewith." .....	236, 346, 373, 386, 392, 407, 477, 480, 481, 485, 555, 556.
298	Introduced by Smith: A bill for an act entitled: "An act to provide for the issue and sale by the State Board of Examiners of bonds for the purpose of erecting and furnishing a State Laboratory building as an adjunct to the State Capitol building as an addition to bonds already authorized to be issued and sold for the same purpose; designating the funds from which said bonds shall be paid; providing for a State Laboratory building interest and sinking fund; enumerating the powers and duties of the State Board of Examiners in carrying out the provisions of this act." .....	236, 531, 557, 567, 568, 570, 609.
299	Introduced by Ways and Means Committee: A bill for an act entitled: "An act to subject to assessment and taxation interests in real and/or personal property of the United States held by taxable ownerships; declaring liens and providing for the collection of such taxes." .....	236, 347, 379, 403, 411, 416, 567, 586, 591, 629, 630, 633.
300	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act providing authority for collection of certain taxes due the State of Montana by action in courts of other states, and extending comity to other states." .....	236, 288, 305, 312, 313, 322, 504.
301	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to the payment of taxes due from decedents and estates." .....	236, 288, 305, 312, 332, 349, 351, 356, 384.
302	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act re-	

No.	Title of Bill	Page
	lating to the collection of income tax in default or jeopardy by withholding." .....	236, 288, 305, 312, 313, 322, 504.
303	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act requiring all state income taxpayers to report all changes in Federal income tax returns, notice of execution of Federal income tax waiver, extending time during which the State Board of Equalization may determine tax, prescribing penalty for violation of this act and repealing all acts and parts of acts in conflict herewith." .....	236, 288, 313, 332, 350, 351, 552.
304	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to collection of income taxes in jeopardy; providing for termination of taxable period; prescribing collection procedure and repealing all acts and parts of acts in conflict herewith." .....	237, 287, 306, 313, 322, 349, 502.
305	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-1502 (5), of the Revised Codes of Montana, 1947, relating to corporation license tax, clarifying the allowed deduction of Federal income tax." .....	237, 325, 344, 357, 372.
306	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-1508 of the Revised Codes of Montana, 1947, relating to corporation license tax, establishing a duty to report changes in Federal net income, and repealing all acts or parts of acts in conflict herewith." .....	237, 287, 313, 332, 333, 338, 504.
307	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4904, of the Revised Codes of Montana, 1947, relating to income tax as a personal debt due State; creating and establishing a lien on property transferred, and providing for collection of the tax." .....	237, 327, 373, 386, 403, 418, 442, 458, 504.
308	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4909 of the Revised Codes of Montana, 1947, relating to non-deductible items in computing net income." .....	237, 327.
309	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4919, of the Revised Codes of	

No.	Title of Bill	Page
	Montana, 1947, relating to time for filing original and amended returns—affidavit—forms.” .....	237, 327.
310	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: “An act relating to limiting the time for revision of returns—examination of records and witnesses, and repealing Section 84-4920, of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith.” .....	237, 299, 313, 333, 339, 594.
311	Introduced by Committee on Ways and Means, by request: A bill for an act entitled: “An act to amend Section 84-4931, Revised Codes of Montana, 1947, relating to information pertaining to income tax returns, making it unlawful to divulge information except as provided by law.” .....	237, 325, 348, 381, 411, 421, 432, 433, 549, 550, 554, 558, 595.
312	Introduced by Wiedman, by request: A bill for an act entitled: “An act to provide for amendment of probate proceedings to correct misnomers, mis-descriptions of property, clerical, typographical, arithmetical and similar errors.” .....	237, 312, 346, 373, 386, 392, 407, 477.
313	Introduced by Wiedman, by request: A bill for an act entitled: “An act to amend Section 91-1401 of the Revised Codes of Montana, 1947, relating to order of persons entitled to administer estates, and fixing time for application.” .....	237, 368.
314	Introduced by Wiedman, by request: A bill for an act entitled: “An act to amend Section 91-4405 of the Revised Codes of Montana, 1947, relating to joint estates, government bonds, tenants by the entirety, joint bank accounts, and similarly held property; and repealing all acts or parts of acts in conflict herewith; but providing that this act shall not repeal or modify the provisions of Section 91-4402 of the Revised Codes of Montana, 1947.” .....	238, 381, 434, 442, 447, 454, 575, 587, 589, 611, 628, 631.
315	Introduced by Wiedman, by request: A bill for an act entitled: “An act to amend Section 91-4406 of the Revised Codes of Montana, 1947, relating to exemption of insurance from inheritance tax.” .....	238, 368.
316	Introduced by Wiedman, by request: A bill for an act entitled: “An act to amend Section 91-4407 of the Revised Codes of Montana, 1947, relating to deductions for inheritance tax purposes.” .....	238, 363, 392, 418, 422, 425, 532.
317	Introduced by Wiedman, by request: A bill for	

No.	Title of Bill	Page
	an act entitled: "An act to amend Section 91-4411 of the Revised Codes of Montana, 1947, by amending subsection (f) thereof, relating to filing copies of Federal estate tax returns, copies of audits, determination of state estate tax, additional inheritance tax in connection therewith, right of hearing and appeal." .....	238, 381.
318	Introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4421 of the Revised Codes of Montana, 1947, relating to transfers of property of non-resident decedents located partly within and partly without the State of Montana." .....	238, 363, 391, 406, 411, 416, 477.
319	Introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4425 of the Revised Codes of Montana, 1947, relating to inheritance tax of non-residents and issuing consents to transfer property by requiring the payment of a two dollar (\$2.00) fee for each consent." .....	238, 347, 379, 403, 406, 410, 477.
320	Introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4430 of the Revised Codes of Montana, 1947, as amended by Chapter 80 of the Thirty-first Legislative Assembly of Montana, 1949, relating to notices and copies on matters pertaining to inheritance tax determination." .....	238, 381.
321	Introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4449 of the Revised Codes of Montana, 1947, relating to duties of clerks of district courts." .....	238, 363, 392, 418, 422, 425, 477.
322	Introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-2201 of the Revised Codes of Montana, 1947, relating to inventory and appraisement of decedents' estates." .....	238, 363, 392, 418, 422, 426, 477.
323	Introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4439 of the Revised Codes of Montana, 1947, relating to re-appraisement and re-determination of inheritance tax, limiting time therefor, and providing penalty for fraud." .....	238, 381.
324	Introduced by Pierce, Lien, McBride, Sagunsky and Higgins: A bill for an act entitled: "An act to amend Sections 8-117 and 8-128, Revised Codes of Montana, 1947, relating to licensing of motor carriers, and repealing all acts and parts of acts in conflict herewith." .....	238, 377.

No.	Title of Bill	Page
325	Introduced by Lien, McBride, Sagunsky and Higgins: A bill for an act entitled: "An act to amend Sections 84-2202, 84-2203 and 84-2207, Revised Codes of Montana, 1947, relating to the license tax levied on producers of petroleum or other mineral or crude oil, the payment and collection thereof, and repealing all acts or parts of acts in conflict herewith." .....	239, 344.
326	Introduced by Graybill: A bill for an act entitled: "An act to amend Section 91-4423 of the Revised Codes of Montana, 1947, relating to jurisdiction of district court and authority of the State Board of Equalization with reference to small estates on determination of inheritance taxes." .....	239, 381, 382, 418, 422, 440, 445, 553.
327	Introduced by Reed, Haines (Missoula) and Karlberg: A bill for an act entitled: "An act to repeal Section 75-4114 of the Revised Codes of Montana of 1947, relating to bond limit — term — rate of interest — form." .....	267, 369, 386, 411, 421, 435, 436, 504, 510, 511, 512, 595.
328	Introduced by Lien and Atkinson: A bill for an act entitled: "An act to amend Section 75-1303 of the Revised Codes of Montana, 1947, relating to the official staff of the Superintendent of Public Instruction by providing for the appointment, qualification and compensation of certain supervisors, professional and clerical help; by providing for establishment of a division of school budget statisticians; providing the membership and duties thereof, and making an appropriation for compensation therefor; repealing all acts in conflict herewith." .....	267, 315, 511.
329	Introduced by Committee on Military Affairs: A bill for an act entitled: "An act authorizing the State of Montana to join with other states and with the United States in an interstate civil defense and disaster compact; prescribing procedure for withdrawal from the compact; prescribing the powers of the governor with reference thereto and setting forth the provisions of the compact." .....	267, 369, 422, 441, 447, 454, 598, 629, 630, 633.
330	Introduced by Military Affairs Committee: A bill for an act entitled: "An act creating the Montana security and defense forces; relating to the authority for the organization of military forces when the national guard is absent in federal service; relating to the rules and regulations for the government of such forces; the pay, allowance, expenses, supplies, equipment, maintenance, training, discipline, and administration of such forces; relating to the use of armories and other	



No.	Title of Bill	Page
	state owned buildings and facilities; the use of such forces without the state; the authority to use the forces of other states within this state; federal service, civil groups, disqualifications, oaths of office, articles of war, freedom from arrest, jury duty, enlistment, removal from service and the employment of such forces in the service of the state." .....	267, 345, 565, 598, 603, 604, 637, 639, 640, 655, 656.
331	Introduced by Rieder, Ammerman and Sykes: A bill for an act entitled: "An act to amend Section 31-106 of the Revised Codes of Montana, 1947, relating to the equipment of patrolmen; providing for additional issue of uniform, and repealing all acts and parts of acts in conflict herewith." .....	267, 294, 306, 312, 313, 345.
332	Introduced by Rieder, Reed and Working: A bill for an act entitled: "An act to amend Section 17, Chapter 199, Session Laws of 1949, Section 75-1816, 75-1817, 75-4534, 75-4535 of the Revised Codes of Montana, 1947, relating to the distribution of money available to districts, the formula for apportionment of county funds, and procedures on budgeting and levying for joint school districts, to provide for the use of cash balances, to provide for budgets and levies in joint school districts." .....	268, 403, 434, 442, 447, 454, 567, 586, 591, 611, 628, 631.
333	Introduced by Esp, Scofield, Atkinson, Brownfield and Brenner: A bill for an act entitled: "An act providing for the registration of certain societies, corporations, associations, political parties, assemblies, and other bodies and organizations; defining 'subversive organizations', and requiring such organizations to file reports, documents and information with the Secretary of State, and providing for the making of rules and regulations by the Secretary of State; prohibiting the sending and delivery to non-members of letters, leaflets, and other written or printed matter, unless the same bears the name of such organization and the names and addresses of its officers; and providing penalties for violations of this act." .....	268, 294, 373, 411, 421, 427, 431, 567, 586, 594, 617, 631, 654, 655.
334	Introduced by Loble: A bill for an act entitled: "An act amending Section 82-1135 Revised Codes of Montana, 1947, relating to contracts made by or on behalf of the State of Montana providing that the State of Montana may make provision for rising costs in any contract and providing for an escalator clause in such contracts." .....	268, 352, 392, 418, 422, 426, 504.

No.	Title of Bill	Page
335	Introduced by Hanford and O'Connor: A bill for an act entitled: "An act providing that no contract of employment relating to the planning or construction of public buildings, works or improvements of the State of Montana shall be entered into with any architect not holding a certificate to practice architecture in this state; providing a maximum rate of compensation to architects for all services relating to the planning or construction of public buildings, works or improvements of the State of Montana; and prohibiting the sub-letting by architects of any mechanical, electrical or structural engineering work relating to such public buildings, works or improvements to persons or firms outside the State of Montana without the written consent of the State Board of Examiners; and repealing all acts and parts of acts in conflict herewith." .....	268, 400, 434, 442, 447, 450.
336	Introduced by Trout, Harpster, Van Dyke and Jensen: A bill for an act entitled: "An act to amend Section 31-135 of the Revised Codes of Montana, 1947, relating to licenses issued to operators and chauffeurs; providing drivers license permits be issued to persons in the active service of the armed forces of the United States of America, while on furlough or leave in Montana, without examination and cost; providing for authorizing the Supervisor of the Montana Highway Patrol to appoint patrolmen and sheriffs deputies to issue license permits; and repealing laws or parts of acts in conflict therewith." .....	268, 294, 306, 312, 313, 323, 504.
337	Introduced by Pierce: A bill for an act entitled: "An act to amend Section 53-106, Revised Codes of Montana, 1947, relating to number plates." .....	268, 294, 313, 333, 339, 534, 573, 574, 577, 595.
338	Introduced by Clark, Valach, O'Connor, Graybill and McElwain: A bill for an act entitled: "An act to amend Section 11-2803, Revised Codes of Montana of 1947, relating to the vacation of plats in abandoned townsites by providing for the county commissioners to vacate certain county owned lands, and repealing all acts or parts or acts in conflict herewith." .....	268, 368, 411, 421, 447, 449, 504, 510, 511, 512, 518.
339	Introduced by Cook, Emmons and Tripp: A bill for an act entitled: "An act to amend Section 69-202 of the Revised Codes of Montana, 1947, relating to the powers of the division of industrial hygiene of the State Board of Health and providing that in addition to present powers, the State Board of Health may make investigations including examination by physicians and holding	

No.	Title of Bill	Page
	of hearings when it appears that conditions exist which might produce occupational disease; providing for initiation of such investigations by petition of employee or employer and making it mandatory upon the Board of Health to make findings available to employer or employee and requiring the State Board of Health to establish reasonable minimum standards of healthful working conditions and furnishing rules and regulations to employees and employers." .....	269, 363.
340	Introduced by Reed, Blikken, Dokken, Blewett and Haines (Missoula): A bill for an act entitled: "An act to approve, ratify and adopt the 'western regional higher education compact' approved by the Western Governors' Conference November 10th, 1950." .....	269, 379, 422, 441, 447, 454, 598, 629, 630, 633.
341	Introduced by McBride, Loughran, Norby, Sykes and Smith: A bill for an act entitled: "An act to amend Section 25-401, Revised Codes of Montana, 1947, relating to jurors' fees to provide that grand and trial jurors shall receive ten (\$10.00) dollars per day; and repealing all acts or parts of acts in conflict herewith." .....	269, 363, 403, 420, 427, 431, 477.
342	Introduced by Emmons, Tripp and Anderson (Cascade): A bill for an act entitled: "An act relating to salary and small installment loans; providing for regulating and licensing persons and others making loans of money less than three hundred dollars (\$300.00); providing maximum rate of interest to be charged; providing for supervision by the State Auditor of the State of Montana; providing for filing of monthly statements with said State Auditor; providing other matters pertaining to such loans; providing for recovery for overcharges; providing for cancellation of licenses, and repealing all acts and parts of acts in conflict herewith." .....	269, 335.
343	Introduced by Mackay and O'Connor, by request: A bill for an act entitled: "An act to amend Sections 11-1925, as amended by Chapter 194 of the Laws of the Thirty-first Legislative Assembly of 1949, 11-1926, 11-1927, and 11-1928 of the Revised Codes of Montana of 1947, and by adding thereto a new section to be known and designated as Section 11-1927.1, relating to pensions to retired firemen, disability pensions, and widows and orphans pensions to be paid members or survivors of members of fire departments in cities and towns where Firemen's Relief Associations have been formed, and relating to the use of the disability and pension fund of Fire Department Relief Associations and repealing all acts and parts of acts in conflict herewith." .....	269, 352.

No.	Title of Bill	Page
344	Introduced by Sykes, Haines (Flathead), and Loble: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct, erect, furnish and operate a one-story building to be used as an adjunct to the Montana soldiers home; authorizing the State Board of Examiners to employ architects to design said building, and authorizing the Board of Examiners to advertise and call for bids for the construction of said building; authorizing the Board of Examiners to purchase out of any remaining monies, furnishings for said building and the employment of help to operate and maintain the same; providing for effective date of act and repealing all acts and parts of acts in conflict herewith." .....	269, 531.
345	Introduced by Clark, Barnard, Brenner, Scofield and Esp: A bill for an act entitled: "An act to amend Section 46-801 Revised Codes of Montana of 1947, relating to the inspection of livestock before removal from any county in the state; providing for cargo insurance relating to the removal of livestock by motor carriers from any county in the state, and repealing all acts or parts of acts in conflict herewith." .....	270, 353.
346	Introduced by Fulton, by request: A bill for an act entitled: "An act to amend Section 4-303, 4-404 and 4-414 of the Revised Codes of Montana of 1947, relating to closing hours for licensed retail beer and liquor establishments to permit remaining open until 4 o'clock A. M., providing for an additional license fee and repealing all acts or parts of acts in conflict herewith." .....	270, 306.
347	Introduced by Skibby and Rostad: A bill for an act entitled: "An act to amend Section 34-301 of the Revised Codes of Montana, 1947, relating to classification of property for taxation." .....	270, 394.
348	Introduced by Lien, Michels, Barnard, Cook, Omholt, Graybill and Page (Missoula). A bill for an act entitled: "An act providing for the classification of lands, and the appraisal of city and town lots and rural and urban improvements in the State of Montana for assessment and taxation purposes; defining the duties of the boards of county commissioners, county assessors, and State Board of Equalization in connection therewith; providing for a tax levy; and repealing Sections 84-430 to 84-437, inclusive, Revised Codes of Montana of 1947, and all acts and parts of acts in conflict herewith." .....	270.
349	Introduced by McElwain: A bill for an act entitled: "An act to provide for the imposition of compensatory fees for the commercial use of public highways and fixing the amount and time of payment of such fees; providing for the collection thereof by the State Highway Commission and	

No.	Title of Bill	Page
	authorizing said commission to make rules and regulations to insure collection; providing for the payment of interest on delinquent fees and making such delinquent fees a lien on all motor vehicles owned by the person delinquent in payment; providing for monthly reports by motor carriers, and for audits of motor carrier records; providing exemptions from the application of this act; and repealing all acts and parts of acts in conflict herewith." .....	270, 376.
350	Introduced by McCarthy and Page (Missoula): A bill for an act entitled: "An act to amend Section 3 of Chapter 84 of the Session Laws of Montana of 1937, as amended by Section 1 of Chapter 226 of the Session Laws of Montana of 1947, and by Section 3 of Chapter 164 of the Session Laws of Montana of 1949, relating to the powers of the Montana Liquor Control Board in the issuing of liquor licenses; and the number of said licenses that may be issued; and providing for the issuance of liquor licenses to posts of nationally chartered veterans' organizations and lodges of recognized national fraternal organizations, and athletic clubs that are lawfully incorporated, and providing for the cancellation of liquor licenses not actually used, and repealing all acts and parts of acts in conflict therewith." .....	270, 334.
351	Introduced by Aronow, Scofield and Crist: A bill for an act entitled: "An act to permit the publication of all statutory legal notices by radio broadcast." .....	270, 347.
352	Introduced by Anderson (Cascade), Esp, Magnuson, Page (Granite): A bill for an act entitled: "An act permitting the broadcast and reporting of all public school activities by radio broadcasting and television stations licensed by the Federal Communications Commission." .....	270, 347.
353	Introduced by Schiltz, Smith and Magnuson: A bill for an act entitled: "An act to amend Section 84-4176, Revised Codes of Montana, 1947, relating to refund of taxes, percentum and costs paid more than once or erroneously or illegally collected, by providing for refund of taxes, percentum and costs mistakenly computed on government bonus or subsidy; repealing all acts in conflict." .....	271, 382, 418, 422, 432, 434, 503, 510, 511, 512, 518.
354	Introduced by McElwain, Corcoran, Brenner, Bradley and Van Dyke: A bill for an act entitled: "An act relating to game animals; empowering the State Fish and Game Commission to issue special permits for the killing or taking of certain game animals when such animals are increasing in number and damaging property; defining the terms used in this act and repealing Sections 26-	



No.	Title of Bill	Page
	601, 26-602, 26-603, 26-604 and 26-605, of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." .....	271, 304, 333, 350, 351, 356, 533, 536, 537, 555, 606, 607, 620, 641, 642, 653.
355	Introduced by Jensen, by request: A bill for an act entitled: "An act to establish electrical construction regulations for the State of Montana for the inside construction branch of the electrical industry; establishing a State Electrical Board—outlining duties of same; provisions for the licensing of electrical contractors and journeymen electricians, establishing licenses, fees, and examinations for same; providing for electrical inspection of all state buildings and making an appropriation for the purpose of carrying out the provisions of the act for the protection of life, property, and public welfare of the people of the State of Montana." .....	271, 437.
356	Introduced by Tripp, Graybill, Norby: A bill for an act entitled: "An act to amend Section 16-1002, Revised Codes of Montana of 1947, relating to powers of county commissioners to authorize parking regulations in un-incorporated towns and villages." .....	271, 303, 333, 349, 354, 357, 477, 498, 502, 518.
357	Introduced by Sykes, Purdy, Magnuson: A bill for an act entitled: "An act providing a penalty for any person over the age of eighteen years and under the age of twenty-one years to loiter, frequent, visit, stop, or be present in any establishment engaged in the business of selling intoxicating liquors or beer to be consumed on the premises." .....	271, 306.
358	Introduced by Tripp: A bill for an act entitled: "An act to amend Section 92-706, Revised Codes of Montana, 1947, relating to medical and hospital services and such other treatment as approved by the board to be furnished and providing that in addition to medical and hospital benefits with a maximum of \$1,000 to be furnished in nine months time from the date of accident additional services may be furnished in certain cases, and the furnishing of a maximum of \$520 for use in the first eighteen months after the happening of injury for use in physical and vocational re-habilitation and physical therapy and attendance at a curative center, all to be in the discretion of the Industrial Accident Board." .....	271.
359	Introduced by Holtz, Tripp and Emmons: A bill for an act entitled: "An act to amend Section 92-1005, Revised Codes of Montana, 1947, relating to policies made subject to the workmen's compensation	

No.	Title of Bill	Page
	act — form of insurance and providing that each insurer shall co-operate with the bureau of safety of the Industrial Accident Board and devote one per centum (1%) of its gross annual premiums collected in Montana to accident prevention work; and repealing all acts and parts of acts in conflict herewith." .....	271, 382, 418, 422, 435, 436, 598, 629, 630, 633.
360	Introduced by Loble and McElwain: A bill for an act entitled: "An act designating the Commissioner of Agriculture the state official of the State of Montana to make application for the return of the assets of the Montana Rural Rehabilitation Corporation held by the United States; authorizing and directing the Commissioner of Agriculture of the State of Montana to enter into agreements with the Secretary of Agriculture of the United States authorizing the said Secretary of Agriculture to use in the State of Montana all or any portion of said assets or other funds for certain purposes of the Bankhead-Jones farm tenant act; authorizing and empowering the Commissioner of Agriculture of the State of Montana to administer these assets of the Montana Rural Rehabilitation Corporation pursuant and subject to this act and to the provisions of Public Law 499, 81st Congress of the United States approved May 3, 1950; enumerating certain powers of the Commissioner of Agriculture of the State of Montana to carry out the provisions of this act, providing that funds not authorized to be administered by the Secretary of Agriculture of the United States be deposited with the State Treasurer of Montana in a special fund; providing for the State Treasurer and State Auditor to open and maintain special accounts for said special fund; providing that the United States and the Secretary of Agriculture of the United States shall be free from liability by virtue of transfer of all assets of the Montana Rural Rehabilitation Corporation to the Commissioner of Agriculture of the State of Montana; authorizing the delegation of certain powers to the Secretary of Agriculture of the United States when said secretary is administering all or any portion of said assets or other funds; repealing Chapter 141 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, and repealing all other acts, or parts of acts in conflict herewith; and providing for the effective date of the act." .....	271, 367, 411, 421, 435, 436, 534, 573, 574, 577, 595.
361	Introduced by McElwain and Graybill: A bill for an act entitled: "An act relating to the reorganization and consolidation of the government of the State of Montana; declaring the purposes of this act; creating the Commission on Reor-	

No.	Title of Bill	Page
	ganization of State Government and prescribing the powers and duties of said commission and appropriating funds for the expenses thereof." ....	272, 381, 396, 493.
Sub. 361	Introduced by Committee on Public Utilities and State Commissions: A bill for an act entitled: "An act relating to the reorganization and consolidation of the government of the State of Montana; declaring the purposes of this act; creating the commission on reorganization of state government and prescribing the powers and duties of said commission and appropriating funds for the expenses thereof." .....	494, 521, 535, 565, 568, 569, 610, 641, 642, 652, 653.
362	Introduced by McElwain: A bill for an act entitled: "An act to amend Section 5, of Chapter 84, Laws of the Twenty-fifth Legislative Assembly of the State of Montana, 1937, as amended by Chapter 221 of the Session Laws of the Twenty-sixth Legislative Assembly of the State of Montana, 1939, as amended by Chapter 163, Laws of the Twenty-seventh Legislative Assembly of the State of Montana, 1941, relating to regulating, licensing and sale of liquor at retail in the State of Montana, providing for notice before the issuance of a license to city clerk and board of county commissioners." .....	272, 313.
363	Introduced by Haines (Missoula), Haines (Flathead), Sykes and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-3701 and Section 84-3707 of the Revised Codes of Montana, 1947, relating to the licensing of transient retail merchants and providing penalties for the violation of this act and repealing all acts and parts of acts in conflict therewith." .....	272, 363, 403, 420, 432, 434, 503, 536, 537, 595.
364	Introduced by O'Connor: A bill for an act entitled: "An act to repeal Section 14-529 of the Revised Codes of Montana of 1947, relating to the exemption of cooperatives and foreign corporations transacting business in the State of Montana under the rural electric cooperative act from the jurisdiction of the Public Service Commission of the State of Montana." .....	272, 394.
365	Introduced by Seifert, Beck and Cook: A bill for an act entitled: "An act to amend Section 66-1002 of the Revised Codes of Montana, 1947, relating to the regulations of the practice of medicine; pertaining to the organization of board — register — rules, by adding a proviso permitting qualified persons who have entered the United States as dislocated persons, and who have passed the required examination to be admitted irrespective	

No.	Title of Bill	Page
	of certain rules of the board; and repealing all acts and parts of acts in conflict herewith." .....	272, 347.
366	Introduced by Omholt and Working: A bill for an act entitled: "An act to amend Sections 75-2901, 75-2902 and 75-2903 of Chapter 29 of the Revised Codes of Montana for the year 1947 as amended by Chapter 61 Laws of 1949 so as to change the age limits for compulsory school attendance and require that the same shall be from eight to eighteen years and to provide that children sixteen years of age or over who have successfully completed the school work of the high school or twelfth grade or whose wages are necessary to the support of the family may be employed during the time that the public schools are in session upon making the required showing and providing that no child under eighteen years of age shall be employed during the school term unless satisfactory proof is made that said child is sixteen years of age or over and has completed high school or the twelfth grade or that the wages of such child are necessary to the support of the family and requiring every person employing any child under eighteen years of age to require a certificate setting forth such facts before employing such child and also empowering the truant officer to take into custody any youth between the ages of eight and eighteen years who is not attending school or who is not regularly employed and the holder of such certificate excusing such attendance and providing penalties for violation thereof and repealing all acts or parts of acts in conflict herewith." .....	273, 314.
367	Introduced by Graybill and Jensen: A bill for an act entitled: "An act to amend Section 1103 of Title 41, Revised Codes of Montana, 1947, relating to hours of labor of drivers and attendants of motor busses and taxicabs, and repealing all acts and parts of acts in conflict herewith." .....	273, 402.
368	Introduced by Loble: A bill for an act entitled: "An act to amend Section 80-920, Revised Codes of Montana, 1947, to provide that Indian girls may be committed to the state vocational school for girls upon the payment or assurance of payment by the Indian departments of the sum of fifty cents (\$.50) per day for each Indian girl committed; and to provide that the principal of the state vocational school for girls may accept as full payment for the past care of said Indian girls, an amount computed at the rate of fifty cents (\$.50) per day for each girl; and repealing all acts and parts of acts in conflict herewith." .....	273, 345, 373, 386, 392, 408, 504, 510, 511, 512, 518.
369	Introduced by Lien, Beck and Cook: A bill for an act entitled: "An act giving authority to the	.

No.	Title of Bill	Page
	State Superintendent of Public Instruction to make surveys of school facilities of the state and authorizing him to request and use federal funds for the same." .....	273, 314, 344, 357, 358, 361, 534, 548, 549, 550, 558, 595.
370	Introduced by Pierce: A bill for an act entitled: "An act to amend Section 53-129, Revised Codes of Montana, 1947, relating to foreign vehicles used in gainful occupation in the State of Montana and the power of the Registrar of Motor Vehicles to make reciprocal agreements to exempt such vehicles from registration and licensing in the State of Montana by providing that the Registrar of Motor Vehicles may enter into agreements to apportion the registration of fleets of two (2) or more commercial vehicles between Montana and the other states, the District of Columbia, territories, or countries into which such fleets enter; and further, providing that such apportionment shall be based upon the percentage of miles such fleets operate in Montana as related to the total miles such fleets operate; repealing all acts and parts of acts in conflict; and providing for an effective date." .....	273, 376.
371	Introduced by Atkinson, Wiedman, Haines (Flathead), Sykes: A bill for an act entitled: "An act to amend Section 87-148 of the Revised Codes of Montana, 1947, relating to 'definitions' under the unemployment compensation law of Montana and defining agricultural labor and farm." .....	273, 374.
372	Introduced by Haines (Missoula), Hauge, Page (Missoula): A bill for an act entitled: "An act to amend Section 41-1113 (3073.1) of the Revised Codes of Montana of 1947, relating to hours of labor in retail stores, providing when the act shall take effect and repealing all acts and parts of acts in conflict herewith." .....	274.
373	Introduced by Nixon, Blikken, Barnard, Harpster and Michels. A bill for an act entitled: "An act to regulate the caravaning of motor vehicles upon the public highways of the State of Montana; defining the term 'caravaning'; providing for the granting of certificates for motor vehicles in caravans and fixing the fee thereof; defining the duties of the Board of Railroad Commissioners of the State of Montana in regard thereto; providing for the filing of verified statements with the Board of Railroad Commissioners by every holder of a certificate or certificates issued under the provisions of this act; providing for the disposition and disbursement of the fees collected under this act and penalties for violation of this act." ....	274, 417.
374	Introduced by Hauge, by request: A bill for an act entitled: "An act to amend Chapter 44, Title	



No.	Title of Bill	Page
	94, Revised Codes of Montana, 1947, relating to sedition, criminal syndicalism, and related offenses, by adding a new section, to be known as Section 94-4401 (1), defining the terms, 'war' and 'time of war'." .....	274, 347, 372, 385, 392, 408, 597.
375	Introduced by Magnuson, Graybill and Sykes: A bill for an act entitled: "An act to amend Section 94-301 Revised Codes of Montana, 1947, relating to abandonment or failure to support wife and children; providing the penalty therefor, and repealing Section 94-304, Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." .....	274, 393, 422, 441, 447, 450, 488.
376	Introduced by Brenner and Dwyer: A bill for an act entitled: "An act to amend Section 59-901 of the Revised Codes of Montana, 1947, relating to 'number, compensation and tenure of employees of civil executive state offices fixed by the Board of Examiners' by excluding therefrom salaries fixed by law, and repealing all acts and parts of acts in conflict herewith." .....	274, 315, 344, 358.
377	Introduced by Graybill: A bill for an act entitled: "An act to amend Sections 11-725, 11-729 and 11-731 of the Revised Codes of Montana, 1947, as amended by Chapter 188 of the Laws of Thirty-first Legislative Assembly, 1949, pertaining to the salaries and qualifications of mayor, aldermen, city attorney and city clerk, and repealing all acts and parts of acts in conflict herewith." .....	274, 325, 372, 385, 386, 390, 519, 520, 526, 536, 537, 595.
378	Introduced by Magnuson: A bill for an act entitled: "An act relating to salary and small installment loans; providing for regulating and licensing persons and others making loans of money in amounts of one hundred dollars (\$100.00) or less; providing maximum fees and rates of interest to be charged; providing for supervision and examination by the State Superintendent of Banks; providing for filing quarterly statements with said Superintendent of Banks; providing other matters pertaining to such loans; providing for recovery for overcharges; providing that contracts violating the provisions of this act shall be void; providing for cancellation of licenses; providing penalties for the violation of this act and repealing all acts and parts of acts in conflict herewith." .....	274, 335.
379	Introduced by Babich, McCarthy and Brenner: A bill for an act entitled: "An act to amend Section 84-1501 of the Revised Codes of 1947, of the State of Montana, and to amend Section 84-1502 of the Revised Codes of 1947, of the State of Montana,	

No.	Title of Bill	Page
	relating to corporation license tax exemptions and deductions allowed in computing income as relates to cooperatives, and repealing all acts and parts of acts in conflict herewith." .....	275, 394.
380	Introduced by Cowley, by request: A bill for an act entitled: "An act to amend Section 75-1604, Revised Codes of Montana of 1947, relating to election of school trustees in districts of the second and third class to provide that only persons who have been nominated shall be eligible to election." .....	275, 314.
381	Introduced by Aronow, Schiltz and Emmons: A bill for an act entitled: "An act to amend Section 93-9902, Revised Codes of Montana, 1947, providing for the exercise of the right of eminent domain for the acquisition of underground storage reservoirs by natural gas public utility companies engaged in the transportation and distribution of natural gas, and repealing all acts and parts of acts in conflict herewith." .....	275, 302, 333, 335, 437.
382	Introduced by Lien, MacDonald and Page (Missoula): A bill for an act entitled: "An act to amend Section 23-1805 of the Revised Codes of Montana, 1947, relating to official results of elections, and providing that the county clerk publish the official results in some newspaper of general circulation within the county at least ten days after the official canvass has been completed." ....	275, 303, 333, 350.
383	Introduced by Sales and Scofield: A bill for an act entitled: "An act relating to architects' plans and specifications; providing that such plans and specifications as prepared be complete and specific in detail; repealing all acts and parts of acts in conflict herewith." .....	275.
384	Introduced by Harpster and Andersen (Richland): A bill for an act entitled: "An act providing for an amendment to Section 16, Chapter 199 of the Session Laws of Montana for 1949, changing the time of application for approval as isolated school from June 15 to five days after the closing of school in said district; and to add a new section to said chapter to be known as Section 16.1 to provide a means of opening closed schools where there are five or more pupils to attend the same and the request for the opening of said school had been approved by the budget board of the State Department of Public Instruction, and providing for such opened school to receive its full share of the state foundation program moneys; and repealing all acts or parts of acts in conflict herewith." .....	275, 380.
385	Introduced by Lien, by request: A bill for an act entitled: "An act to amend Section 4-333 of the	

No.	Title of Bill	Page
	Revised Codes of Montana, 1947, relating to licenses for the sale of beer and deleting from said act the right to issue licenses for the sale of beer for off premises consumption and deleting from said act the right to sell beer for off premises consumption by said special licenses; repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect." .....	275, 334.
386	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the payment of mileage and per diem to the members of the Thirty-second Legislative Assembly and for the payment of per diem to the officers and attaches and for incidental expenses of the Thirty-second Legislative Assembly of the State of Montana." .....	275, 289, 305, 312, 313, 323, 412, 418, 422, 423.
387	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 11-2303 of the Revised Codes of Montana, 1947, relating to the maximum amount of bonds which may be issued and indebtedness which may be incurred by cities and towns." .....	275, 382, 422, 441, 447, 455, 504, 515, 516, 521, 595.
388	Introduced by Rostad: A bill for an act entitled: "An act to amend Section 84-1501 (2296) of the Revised Codes of Montana of 1947, and to amend Section 84-1502 (2297) of the Revised Codes of Montana of 1947; all relating to corporation license tax, the deductions allowed in computing income, and repealing acts and parts of acts in conflict herewith." .....	276, 394, 411, 440, 447, 449, 497, 576.
389	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-1303 of the Revised Codes of Montana, 1947, relating to the official staff of the Superintendent of Public Instruction by providing for an elementary supervisor and his salary and eliminating certain provisions of the section concerning salaries, qualifications and duties." .....	276, 314, 496, 521, 535, 544, 597, 609, 610, 652.
390	Introduced by Pierce and Beck: A bill for an act entitled: "An act to provide for the imposition and collection of tax on gasoline and diesel fuel in supply tanks with an aggregate capacity of more than twenty gallon in motor vehicles entering the State of Montana." .....	276, 374, 411, 421, 432, 434, 533, 608, 609.
391	Introduced by Tripp and Cook: A bill for an act	

No.	Title of Bill	Page
	entitled: "An act to guarantee the full and equal enjoyment of all places of public accommodation and amusement; and providing penalties for violation of this act; and repealing all acts and parts of acts in conflict herewith." .....	276, 437, 442, 443, 458, 533.
392	Introduced by Military Affairs Committee: A bill for an act entitled: "An act relating to the establishment of a civil defense agency and other organizations for civil defense within the State of Montana; providing certain executive duties with respect thereto and for related purposes; for the appointment and compensation of a state director of civil defense and a staff, and for their compensation; and making an appropriation for the operation of such civil defense agency." .....	276, 286, 346, 565, 587, 602, 603, 633, 634, 654, 655.
393	Introduced by Karlberg and Graybill: A bill for an act entitled: "An act to amend Sections 4-411, 4-413, 4-415, 4-419, and 4-420 of the Revised Codes of Montana, of 1947, all of said sections being sections of the Montana retail liquor license act." .....	276, 382.
394	Introduced by Ways and Means Committee: A bill for an act entitled: "An act to amend Section 84-202 (1998) Revised Codes of Montana, 1947, by removing from tax exemption all properties of the United States." .....	276, 325, 367, 385, 386, 390, 552.
395	Introduced by Ways and Means Committee: A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana an amendment to the constitution of the State of Montana, to remove the exemption from taxation property of the United States, and amending Articles XII, Section 2, to so provide." .....	276, 394, 422, 441, 447, 455, 633.
396	Introduced by Dwyer: A bill for an act entitled: "An act to amend Section 91-510 of the Revised Codes of Montana, 1947, relating to the disposition of funds held by the State Treasurer which funds are derived from escheated estates and establishing an escheated estates fund from which to pay administrative expense." .....	276, 383.
397	Introduced by Clark, Barnard, Brenner, Scofield and Esp: A bill for an act entitled: "An act to add a section to Chapter 1, Title 8, Revised Codes of Montana of 1947, to be designated Section 8-131, providing for the granting of authority to persons engaged in the transportation of livestock 'for hire' on the date of passage of this act; and repealing all acts or parts of acts in conflict herewith." .....	276, 353.

No.	Title of Bill	Page
398	Introduced by Crist, Prill, Gebhardt, Schiltz, Peters, Hawks, Norby, Working, Brenner and Pierce: A bill for an act entitled: "An act to amend the Montana unemployment compensation law, Title 87 Revised Codes of Montana, 1947, by amending Sections 87-103 and 87-104 Revised Codes of Montana, 1947, as amended by Section 1, Chapter 178, of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to benefits by providing for the setting up of benefit wage credits and providing for maximum duration of benefits based on such benefit wage credits; and by amending Section 87-105 Revised Codes of Montana, 1947, relating to benefit eligibility conditions by providing certain earnings of claimant in the base period for eligibility purposes; and by amending Section 87-106 Revised Codes of Montana, 1947, relating to disqualifications for benefits by providing that weeks of disqualification under this subsection shall be deducted from the maximum duration of benefits available to the claimant; defining 'suitable work', and adding a new subsection (h) providing for a disqualification of claimant who moves out of the labor market." .....	277, 374.
399	Introduced by Wiedman and Esp: A bill for an act entitled: "An act to amend Section 81-1401 of the Revised Codes of Montana, 1947, as amended by Chapter 145 of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to the classification and reservation of state owned lands as state forests, by providing that any lands, interests in lands, buildings, or other property owned by the state within Glacier national park, may be conveyed to the United States at an appraised value, without competition, in accordance with consent of the United States as expressed in Public Law 446, approved March 16, 1948; providing for the method of appraisal; and repealing all acts and parts of acts in conflict herewith." .....	277, 315, 344, 357, 358, 361, 553, 559, 561, 602, 618.
400	Introduced by Wiedman and Esp: A bill for an act entitled: "An act to amend Section 81-304 of the Revised Codes of Montana, 1947, providing for the exchange of lands by the State of Montana with the United States and with counties, validating prior action of the State Board of Land Commissioners, and repealing all acts and parts of acts in conflict herewith." .....	277, 315, 344, 358, 362, 554, 573, 574, 577, 595.
401	Introduced by Scofield, Aronow and Crist: A bill for an act entitled: "An act to amend Section 40-1326 of the Revised Codes of Montana, 1947, relating to the publication of annual statements	



No.	Title of Bill	Page
	by insurance companies, and providing for the broadcast of such annual statements over a licensed broadcasting station." .....	277, 287.
402	Introduced by Blikken, Holtz, Tripp, Michels, Barnard and Clark: A bill for an act entitled: "An act to amend Section 84-1501 Revised Codes of Montana, 1947, and Section 84-1502 Revised Codes of Montana, 1947, relating to corporation license tax and defining what organizations are exempt therefrom, and relating to deductions in computing income." .....	277, 325.
403	Introduced by Brenner, Rostad, Freshman and Mountain: A bill for an act entitled: "An act to amend Chapter 153 of the Laws of the Twenty-fifth Legislative Assembly of the State of Montana, and to amend Section 11159 of the Revised Codes of the State of Montana of 1935, relating to the proposition of card games and for distribution of the license fees thereof to state, county and incorporated cities and towns; providing for administration and enforcement of the act by the State Board of Equalization and law enforcement officers; prohibiting persons under 21 years of age from playing card games; providing penalties for violations of this act, suspension and revocation of license; and other provisions relating to this act; and repealing all acts or parts of acts in conflict herewith." .....	277, 399.
404	Introduced by Holtz, Rieder, Parker and Harpster: A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana, an amendment to the constitution of the State of Montana, relating to the duty of the Legislative Assembly to provide by taxation sufficient means to maintain a public free common school in each district in the state by providing a method to support the foundation education program." .....	278, 303, 311.
405	Introduced by Holtz, Cook, Wilson (Judith Basin), Barrett, Karlberg, Hess, Barnard, Jensen, Beck and Clark. A bill for an act entitled: "An act to amend Section 84-4902 of the Revised Codes of Montana, 1947, relating to rates of income tax, to provide for increases in said rates and repealing all acts or parts of acts in conflict herewith." .....	278, 326.
406	Introduced by Goodgame, by request: A bill for an act entitled: "An act to amend Section 109 of Title 87 Revised Codes of Montana, 1947, by repealing Subsection 2 (C) of said Section 109, relating to contributions made by employers, the above being an amendment to the unemployment compensation law; and repealing all acts and parts of acts in conflict herewith." .....	278, 374.
407	Introduced by Crist, by request: A bill for an act	

No.	Title of Bill	Page
	entitled: "An act to amend Chapter 23 of Title 40, Revised Codes of Montana of 1947, relating to title insurance and title insurance companies, by repealing Sections 40-2302, 40-2303, 40-2304, 40-2305, 40-2306, 40-2307 and 40-2309, substituting new sections in lieu thereof, and adding new sections; fixing qualifications for title insurance companies in Montana, and excepting abstract companies; requiring deposit of guaranty fund and prescribing regulation thereof, requiring establishment and maintenance of reserve fund; providing for certificate of authority, examinations of companies, and approval of title policy forms, by State Insurance Commissioner; requiring counter-signature of title policies; providing for annual fee, and annual statements by companies; providing for compliance, imposing penalties." .....	278, 375.
408	Introduced by Haines (Flathead) Sykes, Prill, Hauge: A bill for an act entitled: "An act designating a state pollution control agency, creating a state pollution control council and defining the organization, powers and duties of such council, and appropriating two thousand dollars (\$2,000.00) for travel and per diem expenses of members of such council." .....	278, 352.
409	Introduced by Corcoran and Hawks: A bill for an act entitled: "An act to amend Section 75-4101 of the Revised Codes of Montana, 1947, relating to the definition of high schools to provide for junior, senior and six-year high schools and for additional rules and regulations for their administration to be adopted by the State Board of Education; providing for the repeal of Section 75-4102." .....	278, 379, 411, 421, 440, 446, 575, 587, 594, 608, 612, 619.
410	Introduced by Hawks, by request: A bill for an act entitled: "An act relating to the salaries of county attorneys; providing a method and procedure for fixing and determining such salaries; requiring boards of county commissioners to fix such salaries in accordance with such method and procedure; and repealing Section 3 of Chapter 177 of the Laws of 1949, and all other acts and parts of acts in conflict herewith." .....	279, 393, 422, 441, 447, 457, 519.
411	Introduced by Schiltz: A bill for an act entitled: "An act providing for the manner of securing an affidavit for publication of summons and for the manner of serving summons by publication of both known and unknown defendants in quiet title actions, repealing Section 93-6206, Revised Codes of Montana, 1947, and amending Sections 93-6207	

No.	Title of Bill	Page
	and 93-6208, Revised Codes of Montana, 1947, and repealing all other acts or parts of acts in conflict therewith." .....	279, 400.
412	Introduced by Schiltz: A bill for an act entitled: "An act authorizing the court or judge to fix by order the manner in which and the time for which notice shall be given in proceedings pursuant to Section 91-601 through 91-5211, inclusive, Revised Codes of Montana, 1947, except in those cases where a citation is required and in case of notice to creditors and repealing all acts or parts of acts in conflict therewith." .....	279, 387, 411, 421, 427, 431, 488.
413	Introduced by Schiltz and Aronow: A bill for an act entitled: "An act to validate and confirm sales or dispositions heretofore made or attempted to be made by any county of any property in which such county had or claimed any right, title or interest, and all instruments of transfer or conveyance heretofore made or executed by any county, and to declare that all such sales, dispositions and instruments have vested in the grantee or purchaser, as of the date thereof, all right, title and interest of the county in and to the property described or covered." .....	279, 368, 403, 420, 422, 426, 488.
414	Introduced by Sagunsky, Sales and Haines (Flat-head): A bill for an act entitled: "An act to provide for a tax on trucks, trailers, semi-trailers and busses operating over and upon the highways of the State of Montana and a tax on new passenger motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the state treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129, Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith." .....	279, 375, 378.
Sub. 414	Introduced by Sagunsky, Sales and Haines (Flat-head): A bill for an act entitled: "An act to provide for a tax on trucks, trailers, semi-trailers and busses operating over and upon the highways	

No.	Title of Bill	Page
	<p>of the State of Montana and a tax on new passenger motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the state treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129, Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for permanent marking of gross weights on trucks, trailers, semi-trailers, busses, and farm vehicles; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith." .....</p>	<p>392, 417, 422, 427, 552, 579.</p>
<p>Sen. Sub. for Sub. H.B. 414</p>	<p>Introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to provide for a fee on trucks, trailers, semi-trailers and busses operating over and upon the highways of the State of Montana and on new passenger motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such tax; providing for the collection thereof by the County Treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the State Highway General Fund in the State Treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129, Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operated for hire exclusively within limits of incorporated cities or towns or within ten miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for permanent marking of gross weights on trucks, trailers, semi-trailers, busses, logging trucks and trailers, stock hauling trucks and trailers, low boy trailers, and farm vehicles; providing for the enforcement of the act and penalties for the violation thereof providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith." .....</p>	<p>575, 576, 599, 609, 618, 631, 647, 649, 650, 652, 655, 656.</p>

No.	Title of Bill	Page
415	Introduced by Tripp, by request: A bill for an act entitled: "An act to amend Section 71-222, Revised Codes of Montana, 1947, by repealing the provisions for per capita tax of two (2) dollars for the county poor fund; and repealing all acts and parts of acts in conflict herewith." .....	279.
416	Introduced by Tripp and Cook: A bill for an act entitled: "An act to provide for revocation of retail liquor, club, and beer licenses if illegal gambling devices are used or kept on the premises; providing for special proceedings for revocation of such licenses; and repealing all acts and parts of acts in conflict herewith." .....	280, 306, 382.
417	Introduced by Rostad: A bill for an act entitled: "An act to amend Section 75-2006, 75-2008 of the Revised Codes of Montana, 1947, relating to the state correspondence school and appropriations for the same, to provide for certain elementary pupils and persons wishing citizenship training courses, to provide for fees to be charged, and to provide for rules and regulations governing the same." .....	280, 345, 496, 521, 535, 544, 555, 557, 636, 654, 655.
418	Introduced by Working and Andersen (Richland): A bill for an act entitled: "An act making appropriations for the state public school general fund and providing for the manner of distribution thereof for the period beginning July 1, 1951, and ending June 30, 1953." .....	280, 537, 567, 568, 572, 586, 587, 637, 639, 640, 655, 656.
419	Introduced by Sagunsky, Sales and Haines (Flathead): A bill for an act entitled: "An act amending Section 53-122 of the Revised Codes of Montana, 1947, relating to registration fees of motor vehicles—fees—disposal of proceeds—fee for half year—dealer's registration and transfer thereof—public owned vehicles exempt from license or registration fees—license or registration fees for trailers and semi-trailers and tractors—providing for transfer of funds from the motor vehicle fund of the Registrar of Motor Vehicles to the motor vehicle recording fund (sometimes called the motor vehicle administrative fund)—providing for deposit of all fees, other than license fees, except dealer license fees, collected by the Registrar of Motor Vehicles, in said motor vehicle recording fund for the payment of expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles." .....	280, 374, 392, 417, 422, 427, 598, 641, 642, 653.
420	Introduced by Phillips and Sales: A bill for an act	



No.	Title of Bill	Page
	entitled: "An act providing that any elective or appointive officer of or for the State of Montana, or any district or county thereof who becomes a candidate for any elective office except as a bona fide candidate for re-election to any office then occupied by such person, shall at or before filing for said elective office as required by law, resign the office, appointment or position then held; and providing that the office, appointment, position of any person failing so to resign shall become vacant, and giving directions with reference to the filling of such vacancies, and providing exception hereto, and providing a severance clause, and for the repeal of any and all acts, statutes or code provisions inconsistent herewith." .....	280, 392.
421	Introduced by Foley, Tripp, Emmons and Loughran: A bill for an act entitled: "An act to amend Section 75-3401 and 75-3402, Chapter 34, Session Laws of 1947, relating to the transportation of pupils to provide for the transportation of pupils who attend private non-profit schools." .....	280.
422	Introduced by Foley: A bill for an act entitled: "An act repealing Sections 27-401 to 27-425 inclusive of the Revised Codes of Montana, 1947, relating to the Montana State Milk Control Board, providing when the act shall take effect." .....	280, 370.
423	Introduced by Magnuson, Graybill and Sykes: A bill for an act entitled: "An act to establish a uniform reciprocal enforcement of support; providing definitions; providing additional remedies; providing for criminal enforcement by extradition; providing for civil enforcement in district court; providing duties in district court to respond to judgments in support actions brought in the states with reciprocal laws." .....	280, 387, 411, 421, 427, 431, 598, 641, 642, 653.
424	Introduced by Smith: A bill for an act entitled: "An act providing for the licensing of public contractors, creating the Public Works License Board; defining its powers, and providing for the compensation of its members; defining the term public contractor, and defining the term public works; fixing license fees for public contractors; providing for a Public Works License Board fund; providing for appeals to the courts from acts of the governor in removing a board member, and from decisions of the board; and repealing Sections 84-3501 to 84-3512, both inclusive, of the Revised Codes of Montana of 1947." .....	281, 307, 402, 442.
425	Introduced by Norby and Graybill: A bill for an act entitled: "An act relating to the acquisition, construction, establishment, maintenance and financing of off-street parking facilities for the parking of motor vehicles by a city of the State	

No.	Title of Bill	Page
	of Montana and providing for the leasing to and operation of by private operators, firms, companies, or corporations, and providing ways and means wherein a city may create a parking commission or whereby the legislative body of a city may function as a parking commission, the issuance of revenue bonds, and defining the powers and duties of parking commissions, and a city with respect to off-street parking facilities." .....	281, 352, 411, 421, 440, 446, 533, 554, 557, 598, 654, 655.
426	Introduced by Pierce: A bill for an act entitled: "An act to Amend Section 84-1818 of the Revised Codes of Montana, 1947, as amended by Chapter 168 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to the refund of gasoline taxes; providing for a maximum refund of five cents per gallon on gasoline taxes; and providing that no refund may be claimed for taxes paid on gasoline used in operating any vehicles for which a certificate of registration has been issued by the Registrar of Motor Vehicles; repealing all acts and parts of acts in conflict herewith." .....	281, 376.
427	Introduced by Tripp, by request: A bill for an act entitled: "An act to amend Sections 23-914 and 23-1712, Revised Codes of Montana, 1947, by providing at discretion of county commissioners for inspection of ballots in precincts with more than 100 registered voters, at a date not less than three months after an election." .....	281, 369.
428	Introduced by Tripp, by request: A bill for an act entitled: "An act prescribing the days and hours of labor for persons employed on the construction and maintenance of gas, water, oil and other pipe lines; providing penalties for the violation thereof, and repealing all acts and parts of acts in conflict herewith." .....	281.
429	Introduced by Graybill: A bill for an act entitled: "An act making it unlawful for any person to publish, print, mimeograph, type or otherwise produce any dodger, bill, handbill, pamphlet or other document designed to aid, injure or defeat any candidate or any political party or organization or measure before the people, unless it is stated therein the name of the chairman or secretary, or the names of the other officers of the political or other organization producing the same, or the name of some voter who is responsible therefor with his residence and street address, if any, together with the name of the publisher, printer or other producer thereof with his residence and street address, if any, or his place of business, and providing that violation thereof	

No.	Title of Bill	Page
	shall constitute a misdemeanor, and repealing all acts and parts of acts in conflict herewith." .....	281, 369, 411, 421, 427, 432, 441, 488, 498, 502, 518.
430	Introduced by Lien, Michels, Harpster, Rostad, Andersen (Richland), Omholt, Sykes, Beck, McBride, Emmons and Parker: A bill for an act entitled: "An act classifying, governing and regulating the operations of motor vehicles by carriers and the users thereof in transporting passengers and property over the public highways in the state; imposing fees, taxes and charges for the privilege of using the highways of the State of Montana for the purpose of conducting the business of transporting passengers and property thereon for hire, and providing penalties for the violation thereof, and repealing Sections 8-127 and 8-128 of the Revised Codes of Montana of 1947." .....	281, 376.
431	Introduced by Tripp: A bill for an act entitled: "An act to amend Sections 4-431, 4-435 and 4-437, relating to local option elections on the sale of liquor at retail and providing when and for what area such elections may be held, and repealing all acts and parts of acts in conflict herewith." .....	282, 382.
432	Introduced by Nixon, Blikken, Michels, Barnard, Beck, Barrett, Andersen (Richland) and McBride: A bill for an act entitled: "An act to provide for a use tax on trucks, trailers, and semi-trailers operating over and upon the highways of the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the state treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129 of the Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act and repealing all acts or parts of acts in conflict herewith." .....	282, 376.
433	Introduced by Brownfield, Scofield, Esp, Lockridge, Rieder and Fulton: A bill for an act entitled: "An act to amend Section 46-513 of the Revised Codes of Montana of 1947, relating to penalties for violations of the butchers' and meat peddlers' license act by increasing the penalties provided for such violations." .....	282, 400.

No.	Title of Bill	Page
434	Introduced by Van Dyke and Ammerman: A bill for an act entitled: "An act to appropriate the sum of two hundred twenty-five and 32/100 (\$225.32) for the purpose of payment and satisfaction of a judgment heretofore rendered against the Treasurer of the State of Montana in the district court of Lewis and Clark County." .....	282, 437, 460, 468, 469, 473, 553, 559, 561, 602, 607, 618.
435	Introduced by Brenner, by request: A bill for an act entitled: "An act to amend Section 68-501, Revised Codes of Montana, 1947, in Chapter 5, under Title 68 of said codes, relating to the board of administration of the public employees' retirement act, its powers and duties and in particular to sub-division (b) of said section relating to credit for prior service, and providing that credit for prior service in state, county, city, public district, or contracting public agency, shall be granted to persons who were members or employees under the public employees' retirement system prior to January 1, 1951, on making the contributions herein stipulated, and on meeting the other conditions herein prescribed within the time limited by this act; and providing that credits shall be granted for prior service to retired members for any such service rendered prior to January 1, 1945, providing that the state, or contracting city, contracting county, or contracting public agency elected participation in the retirement system on or before July 1, 1950, as provided by subdivision (m) of Section 68-102, Revised Codes of Montana, 1947." .....	282, 381, 442, 458, 575, 587, 592, 641, 642, 653.
436	Introduced by Loble, by request: A bill for an act entitled: "An act to appropriate money for the Department of Agriculture of the State of Montana, for (a) the administration and enforcement of the laws relating to agricultural seeds and the certification and labeling thereof, and for the protection of the lands within the State of Montana. from invasion by noxious weeds and the spread and distribution thereof, under the authority of Chapter 8, Title 3, Sections 3-801 through 3-808, inclusive, Revised Codes of Montana, 1947, as amended and supplemented, and for (b) the administration and enforcement of the laws relating to seed warehousemen and buyers, brokers and commissionmen engaged in the merchandising of uncleaned agricultural seed in Montana, and the licensing thereof, under the authority of Chapter 3, Title 3, Sections 3-301 through 3-309, inclusive, Revised Codes of Montana, 1947, as amended and supplemented, and for related purposes, and providing that the appropriation herein made shall be deemed and held valid notwithstanding the provisions of the budget act." .....	282, 550.

No.	Title of Bill	Page
437	Introduced by Loble: A bill for an act entitled: "An act to amend Section 3-301 (3592.1) Revised Codes of Montana, 1947, under Chapter 3, Title 3, Revised Codes of Montana, 1947, relating to public warehousemen of agricultural seeds and to buyers of uncleaned agricultural seed, providing for citation of this act and defining certain terms therein; and to amend Section 3-302 (3592.2) Revised Codes of Montana, 1947, under said chapter and title relating to and presenting the licensing of the business of agricultural seed warehousemen and of buyers of uncleaned agricultural seed, and presenting license fee, and annual indemnity bond and additional bond, and prescribing licensing procedures, and exempting bonafide growers of agricultural seeds from licensing; and to amend Section 3-306 (3592.6) Revised Codes of Montana, 1947, under said chapter and title, relating to the powers of the Commissioner of Agriculture of the State of Montana under this act, and investigating such commissioner with power to prescribe rules and regulations, to make inspections, to take samples of agricultural seeds, to require reports from licensees and to prescribe forms therefor, including forms of warehouse receipts, in aid of the administration of this act and, its application and enforcement, and repealing all acts and parts of acts in conflict herewith." .....	283, 375, 411, 421, 427, 432, 534, 548, 549, 558, 618.
438	Introduced by Blikken, Barrett, Michels, Trout, Ammerman, Barnard, Beck and Andersen (Richland): A bill for an act entitled: "An act to provide for a use tax on new motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such use tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the proceeds of said use tax to be deposited in the state highway general fund in the state treasury; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith." .....	283, 376.
439	Introduced by Tripp and Holtz: A bill for an act entitled: "An act to amend Sections 94-2401 and 94-2402, Revised Codes of Montana, 1947, to eliminate provisions for licensing punchboards; and providing for a referendum on this act; and repealing all acts and parts of acts in conflict herewith." .....	283.
440	Introduced by Fulton: A bill for an act entitled: "An act to require all railroads operating passenger trains in the State of Montana to stop said trains at each and every county seat through which said trains run." .....	283.



No.	Title of Bill	Page
441	Introduced by Tripp: A bill for an act entitled: "An act to add a new section to Chapter 16, Revised Codes of Montana, 1947, to be numbered 75-1602 A providing for remuneration of school trustees and repealing all acts and parts of acts in conflict herewith." .....	284, 314.
442	Introduced by MacDonald, Brenner, Barnard, Working, Haines (Missoula): A bill for an act entitled: "An act to amend Section 12-317 of the Revised Codes of Montana of 1947, relating to distribution of codes." .....	284, 392, 422, 441, 447, 456, 504, 510, 511, 512, 518.
443	Introduced by Page (Missoula), Haines (Missoula), Reed and Karlberg: A bill for an act entitled: "An act providing minimum safety and health requirements in auto repair and internal combustion engine adjusting plants and in fixed finishing shops; providing that proper ventilation be assured, providing for regulations where no mechanical system of ventilation is in operation, providing for the health and safety of employees in automobile repair and automobile paint shops." .....	284, 344.
444	Introduced by Magnuson: A bill for an act entitled: "An act to amend Section 61-310 (5859), Revised Codes of Montana, 1947, as amended by Chapter 181, Laws of the Thirty-first Legislative Assembly, of the State of Montana, 1949, relating to the adoption of a child and requiring the consent of the parents of a legitimate child to any adoption, and defining, with certainty, the cases and the circumstances in which adoption may be had without such consent, and providing the judicial procedures for citing the natural parents into court upon petition for adoption, and the methods of service of citation on resident or non-resident parents, and defining terms used in the adoption statutes, all to the end of removing ambiguities and uncertainties from the said code and statutory provisions, and repealing all acts and parts of acts in conflict herewith." .....	284, 400.
445	Introduced by Peters and Schiltz: A bill for an act entitled: "An act to amend Section 1 of Chapter 177 of the Laws of 1949 relating to salaries of county officers by including in the schedule counties of larger populations and greater taxable values than heretofore provided for." .....	284, 368, 411, 421, 440, 446, 550, 554, 558, 595.
446	Introduced by Page (Missoula), Sales, Dokken, Purdy, McCarthy, Hess, Westlake, Haines (Missoula), Reed, Crist, Prill, Karlberg, Brenner, Dwyer: A bill for an act entitled: "An act to amend Sections 75-201, 75-203, 75-205 and 75-206	

No.	Title of Bill	Page
	of the Revised Codes of Montana, 1947, relating to the erection, control, management and operation of residence halls at state educational institutions comprising the six units of the University of Montana, by providing the State Board of Education may erect, equip, improve, control, manage and operate other facilities and field houses in addition to residence halls at said institutions, defining 'facilities', authorizing the financing thereof by the State Board of Education out of income, providing when the act shall take effect and repealing all acts and parts of acts in conflict herewith." .....	284, 382, 418, 422, 432, 435, 553, 559, 561, 602, 607, 618.
447	Introduced by Clark, Sykes, Hawks, Purdy and Peters: A bill for an act entitled: "An act to amend Section 92-715, Revised Codes of Montana, 1947, by providing that monthly payments may be converted into a lump sum payment, which lump sum payment shall not exceed the estimated value of the present worth of the deferred payments capitalized at the rate of two per centum (2%) per annum." .....	284, 382, 418, 422, 432, 435, 447, 629, 630, 633.
448	Introduced without previous notice by Appropriations Committee: A bill for an act entitled: "An act authorizing the State Board of Examiners to hear, audit, and determine the claim of Harley Wagner for damages to his property, and appropriating money from the highway fund for the settlement of such claim not exceeding the sum of five hundred dollars (\$500.00)." .....	348, 400, 442, 443, 456, 549, 550, 553, 558, 595, 598.
449	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act to provide for the support of the government of Montana for the years 1951 and 1952." .....	386, 395, 422, 447, 457, 553, 573, 574, 577, 595.
450	Introduced by Appropriations Committee: A bill for an act entitled: "An act appropriating money from the general fund for the operation and maintenance of the State Prison for the year ending June 30, 1951, the appropriations made therefor by the Thirty-first and Thirty-second Legislative Assemblies having been found to be insufficient." .....	405, 482, 495, 505, 510, 512, 610, 614, 615, 641, 642, 653.
451	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money	

No.	Title of Bill	Page
	out of the common school permanent fund for the purpose of reimbursing the heir of the estate of Bridget J. Destiche whose estate escheated to the common school permanent fund account and should be paid to the heir as established by the judgment of the district court distributing such estate." .....	438, 482, 495, 505, 510, 513, 598, 629, 630, 633.
452	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money out of the common school permanent fund for the purpose of reimbursing the heir of the estate of Jack McLennan whose estate escheated to the common school permanent fund account and should be paid to the heir as established by the judgment of the district court distributing such estate." .....	438, 482, 495, 505, 510, 513, 598, 611, 628, 631.
453	Introduced by Appropriations Committee: A bill for an act entitled: "An act to transfer from the balance, if any, now remaining in certain specific appropriation made from the general fund under a specific provision of House Bill Number 447 of the Thirty-first Legislative Assembly for the unit of the University of the State of Montana known as Eastern Montana College of Education, designated in said bill as Eastern Montana Normal School, transferring from said balance, if any, a sum of money not to exceed eight thousand dollars (\$8,000.00) from the fund created by said specific appropriation to the general fund of the said Eastern Montana College of Education for salaries and expenses; and providing that this act shall be in full force and effect from and after its passage and approval." .....	460, 482, 495, 505, 510, 513, 598, 629, 630, 633.
454	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes as designated herein, for certain state departments and offices for the period beginning July 1, 1951 and ending June 30, 1953." .....	460, 495, 606, 610, 613, 646, 647, 655, 656.
455	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the purpose of paying expenses, as designated herein, for the Superintendent of Public Instruction, Board of Education, transportation of prisoners, library extension commission, state for-ester, governor's office and state accountant and budget office for the remainder of the current fiscal year ending June 30, 1951, it having been	

No.	Title of Bill	Page
	determined that the appropriations made therefor by the Thirty-first Legislative Assembly were insufficient." .....	460, 482, 495, 505, 510, 514, 549, 636, 654, 655.
456	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the State Department of Public Welfare of the State of Montana to reimburse the said department for moneys advanced from its general relief and contingencies account for aid to the permanently and totally disabled and for medical examinations for the period beginning October 1, 1950 and ending January 31, 1951, and to appropriate money for the said State Department of Public Welfare of the State of Montana for aid to the permanently and totally disabled and for medical examinations for the period beginning February 1, 1951 and ending June 30, 1951." .....	460, 564, 567, 568, 570, 610, 641, 642, 653.
457	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate supplementary money for the State Department of Public Welfare of the State of Montana for the fiscal year ending June 30, 1951 to enable the said department to discharge its obligation to provide payments for old age assistance, aid to dependent children and aid to needy blind in an amount sufficient to provide each person or family with a reasonable subsistence compatible with decency and health, and to provide additional funds for general relief and contingencies." .....	460, 565, 567, 568, 570, 610, 641, 642, 653.
458	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money from the general fund for the support and maintenance of certain institutions for the year ending June 30, 1951, the appropriation made by the Thirty-first Legislative Assembly having been found to be insufficient." .....	510, 516, 521, 535, 544, 636, 654, 655.
459	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state departments, boards, bureaus, commissions and institutions, for the period beginning July 1, 1951 and ending June 30, 1953." .....	510, 516, 567, 568, 633, 634, 635, 642, 643, 646, 656.
460	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the operation and maintenance and for other purposes designated herein for the several units	

No.	Title of Bill	Page
	of the University of Montana, known as Montana State University, Montana State College, Experiment Station and sub-stations, Extension Service, Montana School of Mines, Western Montana College of Education at Dillon, Eastern Montana College of Education at Billings, and Northern Montana College at Havre, and for student fare refunds for the period beginning July 1, 1951 and ending June 30, 1953." .....	535, 572, 573, 586, 587, 588, 652, 653, 655, 656.
461	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money to the Livestock Sanitary Board for the purpose of promoting and assisting in the vaccination of cattle against brucellosis (Bangs disease) and to assist in the establishment and maintenance of brucellosis (Bangs disease) control areas." .....	535, 550, 560, 568, 569, 610, 629, 630, 633.
462	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes as designated herein, for certain state departments, boards, bureaus, commissions and institutions, for the period beginning July 1, 1951, and ending June 30, 1953." .....	538, 571, 572, 586, 587, 588, 635, 636, 639, 655, 656.
463	Introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state institutions, for the period beginning July 1, 1951 and ending June 30, 1953." .....	538, 550, 557, 559, 573, 582, 633, 634, 635, 655, 656.
464	Introduced by Appropriations Committee: A bill for an act entitled: "An act to create a revolving fund in the Department of Agriculture for the purpose of paying for supplies furnished and services rendered to state or federal agencies and others on a cooperative basis, where costs are reimbursable; providing that such fund shall not exceed the sum of three thousand dollars (\$3,000.00); and re-appropriating money from monies previously appropriated to establish such fund." .....	538, 551, 560, 568, 569, 610, 629, 630, 633.
465	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state departments, boards, bureaus, commissions and	



No.	Title of Bill	Page
	institutions, for the period beginning July 1, 1951 and ending June 30, 1953." .....	559, 571, 572, 586, 587, 588, 645, 646, 655, 656.
466	Introduced by Appropriations Committee: A bill for an act entitled: "An act to create the Charles M. Russell Memorial Commission; defining its duties and powers; providing for appointment of the members thereof by the governor; appropriating the sum of one thousand dollars (\$1,000.00) for necessary expenses of the commission; and pledging the good faith of the State of Montana to appropriate by action of the Thirty-third Legislative Assembly of the State of Montana, the sum of sixty-two thousand five hundred dollars (\$62,500.00) for the purchase by the State of Montana of all the original works of Charles M. Russell in 'The Mint Collection,' and any other original works of that artist, on condition the further sum of sixty-two thousand five hundred dollars (\$62,500.00) is raised by public subscription; and repealing all acts and parts of acts in conflict herewith." .....	568, 613, 614, 615, 636, 654, 655.
467	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the purpose of paying expenses, as designated herein, for the State Treasurer, Commissioner of State Lands and Investments, Attorney General, State Purchasing Agent, State Park Commission, Board of Examiners and Montana Highway Patrol, for the remainder of the current fiscal year ending June 30, 1951, it having been determined that the appropriations made therefor by the Thirty-first Legislative Assembly were insufficient." .....	571, 574, 587, 603, 637, 639, 640, 654, 655.
468	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for State Department of Public Welfare of the State of Montana for public assistance, for administrative costs in the state department and in the county departments of public welfare and for all other expenditures coming under the state department of public welfare which they may lawfully incur, for the period beginning July 1, 1951 and terminating with June 30, 1953." .....	572, 574, 598, 603, 604, 619, 637, 654, 655.
469	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money from the general fund for the purpose of repayment of a state inheritance tax refund due in the matter of the estate of John O. Stillwell, probated	

No.	Title of Bill	Page
	in the district court of the 8th Judicial District of the State of Montana in and for the County of Chouteau." .....	572, 575, 587, 603, 604, 636, 654, 655.

No.	Title of Bill	Page
<b>HOUSE JOINT MEMORIALS</b>		
1	Introduced by Scofield, Esp, Haines (Missoula), Haines (Flathead), Sagunsky, Norby, McElwain, Working, Sykes, Atkinson, Peters and Wiedman: A House Joint Memorial entitled: "A joint memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States; the Honorable Zales N. Ecton, and Honorable James E. Murray, United States senators from Montana; and the Honorable Wesley A. D'Ewart, and the Honorable Mike Mansfield, representatives from Montana, relating to the proposed Missouri Valley Authority and Columbia Valley Authority, and for appropriate action to safeguard Montana waters for Montana."	39, 341, 373, 386, 392, 408, 646, 655, 656.
2	Introduced by Page (Missoula): "A memorial to the Congress of the United States of America, to the Honorable United States Senators Zales N. Ecton and James E. Murray and to the Honorable Representatives in Congress Wesley A. D'Ewart and Mike Mansfield, requesting that the 82nd Congress introduce and pass an act enabling those who are called to the armed forces or volunteer for duty with the services and are serving in the armed forces to have the payments on their homes deferred until they are discharged from the armed forces or released from active duty with the United States government; that the United States government pay all interest accruing from the time the serviceman enters the service until the time of discharge from service; and that after discharge from the armed forces or release from active duty, the serviceman resume payments and interest thereafter accruing."	51, 252, 305, 312, 313, 323, 575, 587, 593, 641, 642, 653.
3	Introduced by Trout, Ammerman, Jensen and Loble: "A Joint Memorial to the President and the Congress of the United States, urging the enactment of legislation making adequate provision for the dependents of members of the armed services of the United States on active duty during the continuance of the present National Emergency, and providing a moratorium for the benefit of members of such armed services who have established themselves in homes and are indebted on account thereof to loan agencies of the Federal Government."	138, 346, 379, 403, 411, 414, 598, 641, 642, 653.
4	Introduced by Committee on Education: "A Memorial to the Hon. Harry S. Truman, President	

No.	Title of Bill	Page
	of the United States, the Hon. John W. Bonner, Governor of the State of Montana, the Hon. Charles E. Wilson, Director, Office of Defense Mobilization, the Hon. William Henry Harrison, Administrator, National Production Authority, the Hon. Earl J. McGrath, Commissioner, United States Office of Education, National Association of Manufacturers, National Congress of Parents and Teachers, National School Boards Association and National Education Association, requesting that a top priority, second only to military needs of the United States, for equipment, supplies, school busses and building materials be given to schools." .....	173, 210, 252, 298, 305, 310, 504, 515, 516, 521, 651.
5	Introduced by Higgins: "A Memorial to the Congress of the United States of America, to the Honorable United States Senators Zales N. Ecton and James E. Murray and to the Honorable Representatives in Congress Wesley A. D'Ewart and Mike Mansfield, and to the Honorable Oscar L. Chapman, Secretary of the Interior, requesting that the 82nd Congress introduce and pass an act eliminating all present discriminatory laws pertaining to Indians; transfer to the State of Montana and its subdivisions certain enumerated activities and transfer funds for the purposes of expediting these activities." .....	195, 210, 303, 313, 333, 335, 376, 385, 386, 387, 554, 573, 574, 577, 595.
6	Introduced by Smith and McElwain: A Joint Memorial of the House of Representatives and the Senate of the State of Montana, to the Congress of the United States, to the Honorable United States Senators Zales N. Ecton and James E. Murray, and to the Honorable Representatives in Congress, Wesley A. D'Ewart and Mike Mansfield, relating to suspension of annual reparation work on unpatented mining claims for holders of such claims who have been or may be called into military service. ....	284, 285, 306, 350, 351, 355, 554, 573, 574, 577, 595.
7	Introduced by Page (Missoula), Lien, McBride, Karlberg, Dwyer, McCarthy, Haines (Missoula), Reed, Scofield, Esp, Atkinson and Barrett: A Memorial to the President and the Congress of the United States, and to General George C. Marshall, secretary, Department of Defense, Major General Lewis B. Hershey, director, Selective Service, urging the Congress of the United States to enact proper legislation to amend the present selective service act for the deferment of married men with children into the armed forces until all	

No.	Title of Bill	Page
	single men and non-fathers in every state have been called first. ....	285, 346, 373, 385, 386, 388, 598, 641, 642, 653.
8	Introduced by Hauge, Iten, Haines (Flathead), Atkinson, and Page (Missoula): A Memorial to the Congress of the United States of America, to the Honorable Zales N. Ecton and James E. Murray, United States senators, and to the Honorable Wesley A. D'Ewart and Mike Mansfield, representatives in congress and to the Honorable Oscar L. Chapman, Secretary of the Interior requesting that the 82nd congress enact legislation appropriating money to the Department of the Interior for the study and control of noxious weeds on lands under the jurisdiction of the United States.	285, 334, 372, 385, 386, 388, 554, 573, 574, 577, 595.

## HOUSE RESOLUTIONS

1	Introduced by Graybill, McElwain, Loble, and O'Connor: A Resolution of the House of Representatives of the State of Montana to the Congress of the United States of America and to the Honorable James E. Murray and Zales N. Ecton, United States Senators from Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, Representatives in Congress from Montana, requesting that the bonds of all states and political subdivisions and the income from said bonds be exempt from taxation. ....	470, 636.
2	Introduced by Michels and Lien: A Resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, to the Honorable Harry S. Truman, President of the United States, the Honorable James E. Murray, and the Honorable Zales N. Ecton, United States senators from Montana, and the Honorable Mike Mansfield and the Honorable Wesley A. D'Ewart, representatives from Montana, the Honorable Oscar Chapman, Secretary of the Interior, and the Honorable Michel Straus, Commissioner of Reclamation, requesting that funds heretofore appropriated be unfrozen or released so that construction may be commenced without further delay on the diversion dam to be located on the Missouri river about fifteen miles below the Fort Peck dam in the State of Montana. ....	556.
3	Introduced by Wiedman: A Resolution providing for the appointment of an interim committee to investigate subversive and un-American activities in the State of Montana; providing for the powers of said committee and the rules governing its	



No.	Title of Bill	Page
	conduct; and providing for the expenses of such committee. ....	600, 601.
4	Introduced by O'Connor: A Resolution providing for the appointment of an Interim Committee to investigate the affairs and activities of all bureaus, boards, commissions, elective and appointive offices of the State of Montana, and providing for the expense of such committee. ....	632.
5	Introduced by Sagunsky, Hawks and Barrett: To the Honorable Harry S. Truman, President of the United States, the Honorable Oscar L. Chapman, Secretary of the Interior, the Honorable Thomas MacDonald, Chief of the Public Roads Administration, the Honorable James E. Murray, and the Honorable Zales N. Ecton, United States Senators from Montana, and the Honorable Mike Mansfield and the Honorable Wesley A. D'Ewart, Representatives from Montana. ....	650, 651.
HOUSE JOINT RESOLUTIONS		
1	Introduced by O'Connor, Scofield, McElwain, Working, Peters and Schiltz: A Joint Resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, the Senate concurring, ratifying proposed amendment to the Constitution of the United States relating to the terms of office of the President of the United States. ....	29, 46, 48, 56, 57, 61, 127, 149, 201.
2	Introduced by Loble: "A Joint Resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, the Senate concurring, commending and endorsing the action of the Congress of the United States in branding Communist China an aggressor and opposing the admission of Communist China into membership of the United Nations and further recommending that said Congress take further action requesting economic sanctions be imposed upon Communist China by all the countries of the United Nations." ....	118, 126, 134, 147, 148, 151, 165, 328, 343, 344, 395.
3	Introduced by Loble, Peters, Schiltz, Magnuson and Smith: "A Joint Resolution recognizing the contribution to the State of Montana made by the Helena Junior Chamber of Commerce in providing flood lights for the dome of the State Capitol and expressing gratitude for the contribution and installation of the flood lights." ....	189, 194, 222, 286, 287, 291, 340, 377, 379, 395.

No.	Title of Bill	Page
4	Introduced by Scofield, Page (Missoula), Babich, Armstrong, Skibby, Hauge, Atkinson, Sales, Purdy, Seifert, Peters, Wilson (Treasure), Cowley, Blewett, Haines (Flathead), Wiedman, Reed, Freshman, Esp, Prill, Gebhardt, Brownfield, Higgins, Fulton, Hawks, Rostad, Bradley Watkins, Phillips, Harpster, Haines (Missoula), Brenner, Working, Taylor, Dwyer and Page (Granite): A House Joint Resolution entitled: "A Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts." .....	208, 303, 313, 333, 349, 351, 355, 503, 510, 511, 512, 596.
5	Introduced by Haines (Missoula), Reed, Karlberg, Page (Missoula), Haines (Flathead), Sykes, Beck and Graybill: A Joint Resolution recognizing and adopting the song, "I'll Take Montana", inclusive of lyrics and music, as the new official State Song of Montana and providing for its orchestration, band and choral arrangements by the Greater University of the State of Montana. ....	239, 370.
6	Introduced by McElwain and Loble: A Joint Resolution to the Governor of the State of Montana requesting the appointment of a commission to negotiate the Columbia River Compact. ....	239, 333, 381, 411, 422, 427, 488, 498, 502, 518.

# INDEX TO SENATE BILLS

Bold face figures refer to roll calls: Thus 296

No.	Title of Bill	Page
1	Introduced by Worden: A bill for an act entitled: "An act to amend Section 91-2406 of the Revised Codes of Montana, 1947, relating to estates not exceeding fifteen hundred dollars and providing that such estates shall be assigned to the widow and minor children or to the minor children and relating to estates not exceeding three thousand dollars and providing for the summary distribution thereof to the widow and minor children or to the widow or to the minor children." .....	58, 60, 115.
H. Sub. H.B. for S.B. 1	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 91-2406 of the Revised Codes of Montana, 1947, relating to estates not exceeding fifteen hundred dollars and providing that such estates shall be distributed to the widow or to the minor children, and relating to estates not exceeding three thousand dollars and providing for the summary distribution thereof to the widow or to the minor children." .....	118, 124, 127, 130, 132, 139, 202, 216, 227, 287.
2	Introduced by Busch: A bill for an act entitled: "An act to amend Sections 59-801 and 59-802 of the Revised Codes of Montana, 1947, as amended by Chapter 93 of the Laws of Montana, 1949, by providing the mileage to be allowed to members of the Legislative Assembly, state officers, township officers, jurors, witnesses, county agents, and all other persons, except sheriffs, who may be entitled to mileage." .....	328, 330, 482, 484, 490, 518.
3	Introduced by Busch: A bill for an act entitled: "An act to amend Section 59-524, Revised Codes of Montana, 1947, as amended by Chapter 17 of the Laws of Montana, 1949, by providing that the expenses allowed to state officers and employees for traveling within and without the state of Montana shall be maintained at their present level until the 1st day of July, 1953." .....	63, 66, 125, 139, 140, 177.
4	Introduced by Valiton and Padbury: A bill for an act entitled: "An act authorizing the state fish and game warden to make payment to counties in lieu of taxes for the purpose of reimbursing said counties, either in whole or in part, for loss of taxes on real property resulting from the acquisition of land for the use and benefit of the Fish and Game Commission, and providing for the allocation of such funds to school districts which contain any of such land, in such amounts as the	

No.	Title of Bill	Page
	county commissioners shall determine, and any balance remaining shall be credited to the general fund of said county." .....	58, 61, 84, 93, 103.
5	Introduced by Anderson (Chouteau): A bill for an act entitled: "An act to amend Section 1, Chapter 65, Laws of the Thirty-first Legislative Assembly, 1949, relating to cancellation of record of special improvement district warrants and liability accounts in cities and towns in which warrants or liability accounts were incurred or issued prior to February 25, 1929, and the liability of which has been extinguished by reason or issuance of tax deeds, by application of statute of limitations, or other laws of the State of Montana." .....	68, 81, 84.
7	Introduced by Mahoney and Tibbals: A bill for an act entitled: "An act relating to arrests by sheriffs and their deputies for violation of traffic laws occurring outside of the corporate limits of cities and towns; defining their powers and duties in relation to making such arrests, specifying forms to be used and their disposition, and repealing all acts and parts of acts in conflict herewith." .....	396, 482, 484.
9	Introduced by Larson: A bill for an act entitled: "An act authorizing the impounding and restraining within the State of Montana the waters of the Clark Fork river for a distance not exceeding twenty-five miles from the Idaho-Montana boundary line, by a dam located on said river in the State of Idaho, and constructed by any person, firm, partnership or corporation authorized to do business in the State of Montana, and providing that present and future appropriations of water for irrigation and domestic use in Montana shall have priority over water for power use at said dam, and providing that this act shall take effect upon its passage and approval." .....	87, 89, 91, 93.
10	Introduced by Weydemeyer, Moss, Bovey and Cotton: A bill for an act entitled: "An act to provide for a continuing program of conservation education in the public elementary and secondary public schools of Montana, and through the six units of the Greater University of Montana; providing for field services in the area of conservation education through the staff of Montana State College and the Montana State University; providing for at least one workshop each year at Western Montana College of Education, Eastern Montana College of Education and Northern Montana College; and providing for an elementary school supervisor in the Department of Public Instruction; and providing that the type of program to be recommended to the schools of the state be determined by the State Board of Educa-	

No.	Title of Bill	Page
	tion in cooperation with the State Superintendent of Public Instruction." .....	447, 461, 532, 536, 542, 557.
11	Introduced by Toman, Sawtell, Nesvig, Busch and Gardner: A bill for an act entitled: "An act to amend Section 26-301, Revised Codes of Montana, 1947, as amended by Chapter 157, Laws of Thirty-first Legislative Assembly, 1949, relating to the restrictions of manner of taking and possessing fish and game, to provide that it shall be lawful to catch fish with set-lines in certain named streams." .....	86, 87, 102, 106, 121, 129, 186, 190, 515, 518, 532.
12	Introduced by Lehrkind and Aronson: A bill for an act entitled: "An act to create the Montana Real Estate Brokers' Board, providing for the membership and organization thereof, and the terms of the members, providing for the filling of vacancies, creating office of real estate commissioner, providing for establishment of a real estate division in the Department of Agriculture, providing for a seal; providing for licensing of real estate brokers and salesmen, establishing qualifications, examinations, bonds, license fees; establishing a special real estate license fund; providing for revocation of licenses after hearings; providing for appeals to the district court; providing penalties for violations of this act; providing for actions for commissions; repealing Sections 66-1901, through 66-1923, inclusive, Revised Codes of Montana, 1947." .....	295, 353, 372, 468, 469, 470, 531, 536, 542, 566, 567, 594, 602.
13	Introduced by Tibbals, Winters, Nutter, Evans and Nesvig: A bill for an act entitled: "An act amending Section 16-1015, Revised Codes of Montana of 1947, as amended by Chapter 114 of the Laws of the Thirty-first Legislative Assembly, 1949, relating to taxation to defray current expenses including salaries otherwise unprovided for, and repealing all acts and parts of acts in conflict herewith." .....	295, 296, 483, 484, 492, 524, 525, 545, 546, 597, 610.
14	Introduced by Kelly and Valiton: A bill for an act entitled: "An act to amend Section 26-105 of the Revised Codes of Montana, 1947, as amended by Chapter 152, Session Laws of the Thirty-first Legislative Assembly, 1949, relating to the compensation of Montana Fish and Game Commissioners." .....	100, 102, 106, 121, 129, 162.
15	Introduced by Hibbs and Duncan: A bill for an act	



No.	Title of Bill	Page
	entitled: "An act to amend Section 93-4304, Revised Codes of Montana, 1947, relating to the undertaking on attachment in district court, and providing for the time within which the defendant may except to the sureties thereon, and repealing all acts and parts of acts in conflict therewith." .....	100, 102, 136, 147, 149, 209.
16	Introduced by Committee on Counties and Towns: A bill for an act entitled: "An act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this state, and all proceedings heretofore taken by such public bodies, to authorize and issue such bonds, instruments and other obligations, however described, and providing that this act may be cited as 'the 1951 bond validating act'." .....	132, 227, 240, 253, 298.
17	Introduced by Valiton: A bill for an act entitled: "An act amending Section 26-104 Revised Codes of Montana, 1947, by the addition thereto of one sub-section, to be hereafter known as 26-104(24), Revised Codes of Montana, 1947, relating to the power of the State Fish and Game Commission to declare certain areas or waters closed to fishing, except by juveniles." .....	185, 189, 358, 372, 387, 413.
18	Introduced by Phillips, Cotton, Cole, Mahoney: A bill for an act entitled: "An act to amend Section 31-125 of the Revised Codes of Montana, 1947, relating to licenses issued to operators and chauffeurs and providing that cities and towns issuing local driving licenses or permits require an applicant therefor to present a valid state license before issuing such local driving license." .....	169, 174, 208, 286, 300, 304, 305, 324, 364, 366, 385.
19	Introduced by Wallander, Aronson and Larson: A bill for an act entitled: "An act relating to the collection, payment and dishonor of demand items by banks and the revocation of credit for, and payment of such items and to permit and authorize deferred posting of demand items; and for other purposes incident to the practice of deferred posting; and to permit and authorize parties to make such collection agreements as they may elect to make, and for other purposes including variations of this act by agreement." .....	202, 227, 240, 286, 290, 307.
20	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 3-2001, 3-2002 and 3-2006 of the Revised Codes of Montana, 1947, all relating to the regulation of commercial feeds by re-defining terms, by re-specifying the contents of the labels which such feeds must carry, and	

No.	Title of Bill	Page
	by providing for the submission of feed samples to an umpire when the chemical composition of such feeds is in question; repealing all acts and parts of acts in conflict herewith; and providing when this act shall take effect." .....	169, 174, 494, 505, 506, 532.
21	Introduced by Anderson (Pondera): A bill for an act entitled: "An act to amend Section 3-2004, of the Revised Codes of Montana, 1947, relating to registration fee for each registered brand or formula of commercial feeds, providing for the distribution of fees, and providing for an increase in the annual registration fee." .....	132, 375, 468, 471, 486.
Sub. 23	Introduced by Committee on Counties and Towns: A bill for an act entitled: "An act to amend Section 11-1202 of the Revised Codes of Montana, 1947, as amended by Chapter 139 of the Laws of the Thirty-first Legislative Assembly, 1949, relating to awarding contracts, for work or for supplies or for materials by cities and towns, limiting the amount, period of time; providing for method of advertisement for consideration of bids, providing for emergency; providing for installment contracts; providing for sale or trade of supplies or old equipment; providing for purchase of supplies from government agencies; providing for exclusion of contracts for professional, technical engineering and legal services from the provisions of the act; amending the same by raising the maximum period of days of the last publication before the consideration of bids from ten (10) days to fifteen (15) days." .....	447, 461.
24	Introduced by Aronson, Wilson (Toole): A bill for an act entitled: "An act authorizing the council of any city or town to abandon the maintenance of street parking improvement districts and establishing the procedure therefor." .....	185, 189, 324, 364, 366, 385.
26	Introduced by Keller: A bill for an act entitled: "An act to amend Section 16-1803, Revised Codes of Montana, 1947, relating to requests for bids in making purchases by county commissioners." .....	132, 152, 438, 439, 483, 484, 491.
Sen. Sub. 30	Introduced by Committee on Judiciary: A bill for an act entitled: "An act relating to a license tax on trade stimulators including punch boards, pull cards, and similar devices, fixing the amount of such tax, prescribing the method of administration by the State Board of Equalization, defining the terms used herein, the disposition of revenue from said license tax; providing for the licensing of distributors and dealers, and providing penalties for violation of this act, and repealing Sections 84-5701 and 84-5702, Revised Codes of Mon-	

No.	Title of Bill	Page
	tana, 1947, and all acts and parts of acts in conflict herewith." .....	447, 461, 529.
35	Introduced by Wenger, Liggett, Bovey, Wallander, Toman and Phillips: A bill for an act entitled: "An act amending Section 38-406, Revised Codes of Montana, 1947, relating to voluntary applications for admission to the Montana State Hospital, and the procedure therefor." .....	185, 189, 523.
36	Introduced by Ettien: A bill for an act entitled: "An act to provide for the acquisition and operation of temporary and emergency war and veterans' housing facilities by local agencies." .....	185, 189, 352, 372, 387, 460.
Sub. 37	Introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to amend Section 32-302 of the Revised Codes of Montana, 1947, relating to powers and duties of county commissioners respecting highways by adding Subsection 12 thereto authorizing the county commissioners of any county to enter into agreements, jointly or independently, with either the Montana Highway Commission, the United States Bureau of Public Roads or any other Federal agency to acquire farm to market or secondary feeder roads and allowing such board of county commissioners to lay out, survey, build, construct, improve, maintain and do any other thing essential and practical in securing such roads as may be agreed upon by and between said board of county commissioners and the named state and federal commission and agencies and repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect." .....	412, 413, 516, 520, 556, 576.
39	Introduced by Nesvig, Hofland, Mahoney, Toman, Sawtell, Lindquist, Ettien, James, Nutter, Manning and Johnson: A bill for an act entitled: "An act to amend Section 32-1608 relating to the State Highway Commission and Highway Engineer, by authorizing the Montana Highway Commission to enter into agreements and contract with any board of county commissioners allowing such board to acquire right-of-way, survey, build, construct and maintain any farm to market secondary and feeder roads within such county, by force account unit price or otherwise as may be agreed upon by said State Highway Commission and said board of county commissioners, and repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect." .....	412, 414, 516, 520, 535, 559, 576.
42	Introduced by Gosman: A bill for an act entitled: "An act to amend Section 66-1502 Revised Codes of Montana, 1947, and Section 66-1514 Revised	

No.	Title of Bill	Page
	Codes of Montana, 1947, relating to the definition of term "prescription" and restrictions upon sale of "prescription" and repealing all acts and parts of acts in conflict therewith." .....	295, 296, 311, 332, 335, 372.
43	Introduced by Larson, Aronson, and Wallander: A bill for an act entitled: "An act relating to bank records and files and to the admissibility in evidence of entries therein, and to the destruction of bank records after the period fixed by this act and providing that no liability shall follow the destruction of bank records in accordance with this act; and authorizing the use of photostatic, photographic, or microfilm reproductions of records in the regular course of business; and authorizing the admissibility in evidence of secondary evidence as to form, text and contents of the original records, including photostatic, photographic or microfilm reproductions thereof, when made in the regular course of business of any bank, before or after the expiration of said period; and repealing all acts and parts of acts in conflict herewith." .....	396, 397, 469, 478, 479, 500.
44	Introduced by Ettien: A bill for an act entitled: "An act to amend Section 91-3013 of the Revised Codes of Montana for 1947, relating to the giving of notices and time of sale of real estate at private sale." .....	295, 296, 558, 559, 563, 610.
45	Introduced by Larson and Tibbals: A bill for an act entitled: "An act providing for the repeal of Section 26-1118, Revised Codes of Montana, 1947, which Section relates to the establishment of the Cherry Creek Game Preserve." .....	396, 397, 487, 493, 501, 524.
47	Introduced by Aronson and Wilson (Toole): A bill for an act entitled: "An act to amend Section 10-602, Revised Codes of Montana, 1947, relating to juvenile courts and proceedings against juvenile delinquents." .....	396, 397, 511.
48	Introduced by Aronson and Wilson (Toole): A bill for an act entitled: "An act to amend Section 10-603, Revised Codes of Montana, 1947, relating to juvenile courts and proceedings against juvenile delinquents." .....	396, 397, 511.
50	Introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to amend Section 31-127, Revised Codes of Montana, 1947, relating to the licensing of persons operating motor vehicles upon highways in the State of Montana and relating to what persons shall not be licensed; and providing that no license shall be issued to any person suffering or who has suf-	

No.	Title of Bill	Page
	ferred from any form of (a) epilepsy (grand mal); (b) advanced heart disease with symptom of decompensation, or angina pectoris; (c) hypertension, malignant or severe type; or (d) arterial degeneration involving the brain." .....	396, 397, 517, 520, 527, 554, 557.
51	Introduced by Weydemeyer: A bill for an act entitled: "An act to amend Section 3-1705, Sub-section (A), Revised Codes of Montana, 1947, by eliminating the words "and every brand of" in order to clarify the fee to be paid for the registration of commercial fertilizers; repealing all acts and parts of acts in conflict herewith." .....	295, 296, 494, 505, 506, 532.
54	Introduced by Committee on Horticulture: A bill for an act entitled: "An act to amend Sub-division 5 of Section 90-132, Revised Codes of Montana, 1947, relating to the standard size of berry containers and net weight of contents by adding provision for one-half pint hallocks or containers and repealing all acts and parts of acts in conflict herewith." .....	328, 330, 375, 468, 469, 516, 520, 527, 557.
55	Introduced by Committee on Horticulture: A bill for an act entitled: "An act to amend Section 90-201 Revised Codes of Montana, 1947, relating to the grades of apples by eliminating 'combination fancy or second grade and 'C'; and substituting 'hail grade' in lieu of 'XFFC' grade and repealing all acts and parts of acts in conflict herewith." .....	329, 330, 375, 468, 471, 486.
56	Introduced by Hibbs: A bill for an act entitled: "An act requiring the recording by city, town and county clerks of notice of proceedings for the installation of special improvements and providing for the effect of failure to file such notice." .....	329, 330, 386, 468, 471, 486.
57	Introduced by Hibbs, by request: A bill for an act entitled: "An act to amend Sections 82-203, 82-204, 82-205, and 82-206, Revised Codes of Montana, 1947, relating to the Montana Armory Board, providing for its organization, meetings, and quorum, its powers and limitations, the verification of expense claims allowed, and the objects of the board." .....	447, 461, 495, 505, 519.
Sub. 58	Introduced by Committee on Finance and Claims: A bill for an act entitled: "An act amending Section 79-902, Revised Codes of Montana, 1947, granting authority to the State Board of Examiners to authorize expenditures to be made or liabilities to be incurred in any fiscal year by educa-	



No.	Title of Bill	Page
	tional institutions, state institutions, departments, boards, commissions or bureaus to meet unforeseen and unanticipated emergencies; providing for written applications for such authorization to be made by such institutions, departments, boards, commissions and bureaus, and specifying the contents of such applications; limiting the aggregate total amount of such emergency expenditures, inclusive of all liabilities to be incurred, to a maximum of one hundred fifty thousand dollars (\$150,000.00) in any fiscal year; and repealing all acts and parts of acts in conflict herewith." .....	447, 461, 485, 493, 497, 524, 631, 632.
59	Introduced by Wilson (Toole), Ross: A bill for an act entitled: "An act defining habitual criminals and providing punishment for such persons." .....	438, 439, 480, 485.
60	Introduced by Hofland and Evans: A bill for an act entitled: "An act to amend Section 25-227 (4886) of the Revised Codes of Montana, 1947, as amended by Chapter 103 of the Laws of the Thirty-first Legislative Assembly, 1949, relating to fees allowed sheriffs for the board of prisoners; providing for an increase of said fees; and repealing all acts and parts of acts in conflict herewith." .....	396, 397, 483, 484, 491, 518.
62	Introduced by Sawtell and Padbury: A bill for an act entitled: "An act to amend Section 94-2702 of the Revised Codes of Montana, for 1947, relating to uttering fraudulent checks or drafts — evidence; and repealing all acts and parts of acts in conflict herewith." .....	437, 439, 485.
63	Introduced by Busch, Larson, Kelly, Wilson (Toole): A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana of an amendment to the Constitution of the State of Montana, amending Section 6 of Article XVI of said constitution, relating to the authorization of the Legislative Assembly to provide for the election or appointment of county, township, precinct and municipal officers not otherwise in the constitution provided as public convenience may require increasing the limit of time of office from two years to four years." .....	447, 461, 495, 505, 507, 532.
64	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to repeal Section 26-113 of the Revised Codes of Montana, 1947, relating to the appointment of special deputy game wardens who serve without salary and to amend Section 26-114 of the Revised Codes of Montana, 1947, relating to ex-officio deputy game wardens to provide for the appointment of certain federal	

No.	Title of Bill	Page
	officers as deputy fish and game warden all to serve without salary." .....	295, 296, 393, 468, 472, 486.
Sub. 65	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Chapter 100 of the Session Laws of the Thirty-first Legislative Assembly, 1949, relating to the protection of fish and game; providing for the authority of the Fish and Game Commission to prohibit the use of small fish, dead or alive, in certain streams or lakes in the State of Montana; making it unlawful for any person or persons to transplant or introduce any species of fish, game birds or game animals without authorization from the Fish and Game Commission; providing that said Fish and Game Commission shall have power to promulgate regulations; providing penalties for violation of this act; and repealing all acts and parts of acts in conflict herewith." .....	447, 462, 517, 520, 528, 557.
66	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act amending Section 26-1123, Revised Codes of Montana, 1947, relating to the authority of the Fish and Game Commission to perform such acts as may be necessary to the establishment and conduct of wildlife projects as defined and authorized by the Pittman-Robertson act of congress, and to amend Section 26-1124, of the Revised Codes of Montana, 1947, relating to the power of the State Fish and Game Commission to enter into co-operative agreement and to acquire lands under the provisions of the Pittman-Robertson act." .....	295, 296, 393, 468, 472, 486.
67	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26-112, of the Revised Codes of Montana, 1947, relating to the appointment of deputy fish and game wardens, a chief deputy fish and game warden and special deputy fish and game wardens; providing for the removal, rating, salary and expenses of such deputy game wardens and repealing the seven hundred and fifty dollar annual limitation of expenses allowed deputy game wardens while upon official business." .....	295, 296, 517, 520, 528, 557.
68	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to repeal Section 26-305 of the Revised Codes of Montana, 1947, relating to the definition of the term 'public highway'." .....	295, 296, 487, 493, 501, 524.
69	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26-319 of the Revised Codes of Montana, 1947, re-	

No.	Title of Bill	Page
	lating to the penalty for violating closed season on certain game birds to include in such provisions penalty for violating the closed seasons on all upland game birds and the power of the commission to declare an open season on such game birds." .....	295, 296, 517, 520, 528, 554, 557.
71	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Chapter 4 of the Revised Codes of Montana, 1947, relating to the protection of fish and game by adding a new section to be known as Section 26-403 authorizing the Fish and Game Commission to manage beaver on public lands." .....	295, 297, 358.
72	Introduced by Committee on Water, Water Conservation and Flood Control: A bill for an act entitled: "An act to approve and ratify the 'Yellowstone river compact' between the states of Montana, North Dakota and Wyoming." .....	295, 297, 333, 364, 366, 387.
73	Introduced by Manning, Anderson (Chouteau), Ross and McQuitty: A bill for an act entitled: "An act to set the standards of the practices of electrical engineering and to safeguard life, health, property, and promote the public welfare; providing for the registration of qualified persons as electrical engineers, and providing for the certification of engineers-in-training; defining the terms electrical engineer, 'engineer-in-training', 'practice of electrical engineering'; creating a State Board of Registration for Electrical Engineers and providing for the appointment of its members; fixing the term of the board and defining its powers and duties; setting forth the minimum qualifications and other requirements for registrations; making the administration of this act self-supporting by establishing fees with expiration and renewal requirements; and providing for the enforcement of this act and penalties for its violation." .....	447, 462, 523.
75	Introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to amend Section 69-707 of the Revised Codes of Montana, 1947, relating to duty of physicians and other practitioners to report communicable diseases, as well as (a) epilepsy (grand mal); and providing for the sending of a copy of report of persons afflicted with epilepsy (grand mal) to Montana Highway Patrol Board at Helena, Montana." .....	396, 397, 517, 520, 527, 557.
76	Introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to amend Section 31-135 of the Revised Codes of Montana, 1947, relating to the driver licenses issued to operators and chauffeurs driving motor vehicles	

No.	Title of Bill	Page
	upon highways of and in the State of Montana; and providing for the suspension of those driver licenses marked 'provisional', and repealing Section 31-139 of the Revised Codes of Montana, 1947; providing, that after December 31, 1951, such operators and chauffeurs shall be licensed for two (2) years and that a license fee of three dollars (\$3.00) shall be charged for each license; providing, that from January 1, 1952 and until December 31, 1952, inclusive, applicants for such licenses shall be classified according to birth-dates, as follows: (1) applicants born prior to January 1, 1910; (2) applicants born on or after January 1, 1910; providing license fees for such licenses for such period from January 1, 1952, and until December 31, 1952, inclusive, to be paid by applicants of each class for such licenses; providing that this act shall be in full force and effect from and after December 31, 1951, and repealing all acts and parts of acts in conflict herewith." .....	341, 348, 482, 484, 489, 518 .
77	Introduced by Gosman, Wenger, Lehrkind, Kelly, Spear, Worden: A bill for an act entitled: "An act to amend Section 25-604 of the Revised Codes of Montana, 1947, relating to the power of county commissioners to fix salaries of deputies — limitations on their power; and repealing all acts and parts of acts in conflict herewith." .....	329, 330, 483, 484, 491, 518, 532.
79	Introduced by Moss and Wilson (Toole): A bill for an act entitled: "An act to amend Section 82-1149 of the Revised Codes of Montana of 1947; providing for an increase in the prices for state printing, and defining newspapers in which state printing shall be published, repealing all acts and parts of acts in conflict herewith." .....	329, 331, 524, 536, 539, 557.
80	Introduced by Moss and Wilson (Toole): A bill for an act entitled: "An act to amend Chapter 127 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to contracts for public printing, fixing the price therefor, providing for a penalty for violation of the provisions of this act, and repealing all other acts or parts of acts in conflict therewith." .....	396, 398, 524, 536, 543, 557.
81	Introduced by Manning and Mahoney: A bill for an act entitled: "An act to amend Section 24-124, Revised Codes of Montana, 1947, relating to regulation of electrical construction by rural electrification associations, by providing an exception to the provisions of the national electrical safety code." .....	295, 297, 493, 505, 532.
82	Introduced by Fish and Game Committee: A bill	

No.	Title of Bill	Page
	for an act entitled: "Assent to act of Congress known as Dingell-Johnson Bill; authorizing state Fish and Game Department to co-operate with the Secretary of the Interior in fish restoration and management projects." .....	396, 398, 487, 493, 501, 524.
84	Introduced by Aronson, Manning, Wilson (Toole), Spear, Winters, Bovey: A bill for an act entitled: "An act to amend Section 31-117, Revised Codes of Montana, 1947, relating to the creation of a drivers' examination section of the Montana highway patrol, providing for the selection of the chief examiner, an assistant chief examiner and examiners." .....	329, 331, 482, 484, 489, 518.
87	Introduced by Sawtell, by request: A bill for an act entitled: "An act to amend Section 15-1704, Revised Codes of Montana, 1947, relating to annual statements of foreign corporations." .....	396, 529, 536, 539, 557.
88	Introduced by Valiton: A bill for an act entitled: "An act to amend Section 26-205 of the Revised Codes of Montana, 1947, as amended by Chapter 32 Laws of 1949, relating to the fees and powers under licenses, classes of licenses, tagging of carcasses; providing rules for determining residence for the purpose of issuing resident hunting and fish licenses, provisions for issuing resident hunting and fishing licenses to members of the armed forces, and providing that a holder of a class B-2 license shall be entitled to fish as well as take big game thereon and to provide for the issuance of one shipping permit with such license, and providing penalty for the violation of the act." .....	398, 412, 414, 486, 493, 500, 524.
89	Introduced by McKenna, Rice, Bristow and Cotton: A bill for an act entitled: "An act to amend the following sections of the Revised Codes of Montana, 1947, Section 90-101, Section 90-125, Section 90-126, Section 90-136, Section 90-137, Section 90-147, relating to standards of weights and measures, duties of the state sealer of weights and measures and acts forbidden, penalty for using false weights; providing that the state sealer of weights and measures is authorized to make and promulgate rules and regulations; and repealin~ all acts and parts of acts in conflict herewith." .....	438, 439, 483, 488, 489, 516, 520, 526, 557.
90	Introduced by Moss and Mahoney: A bill for an act entitled: "An act to amend Section 92-1001, Revised Codes of Montana, 1947, by providing the minimum capital and surplus structure of	



No.	Title of Bill	Page
	insurance companies and insurance organizations insuring employers' liability under compensation plan No. two, and providing for revocation of right of insurance companies and insurance organizations to operate in Montana for good cause."	447, 462, 522, 534, 551, 559, 562, 616.
91	Introduced by Mahoney and Manning: A bill for an act entitled: "An act relating to the reorganization and consolidation of the government of the State of Montana; declaring the purposes of this act; creating the commission on reorganization of state government and prescribing the powers and duties of said commission."	329, 330, 493, 565.
92	Introduced by McKenna: A bill for an act entitled: "An act to amend Sections 16-214 and 16-223 of the Revised Codes of Montana of 1947, defining the boundaries of Fergus and Judith Basin counties."	447, 462, 524, 536, 539, 610.
94	Introduced by Kelly: A bill for an act entitled: "An act to amend Section 4-403 of the Revised Codes of Montana, 1947, as amended by Chapter 164, Laws of the Thirty-first Legislative Assembly, 1949, relating to the powers of the Montana Liquor Control Board in the issuing of liquor licenses; providing that certain limitations of said Section shall not apply to licensees who conduct seasonal operations."	396, 398, 481, 484, 489, 518.
95	Introduced by Kelly, Parriott: A bill for an act entitled: "An act to amend Sections 84-3001, 84-3003, 84-3004, 84-3006, 84-3007, 84-3008, 84-3010, 84-3011, and 84-3012, Revised Codes of Montana, 1947, and to repeal Section 84-3013, Revised Codes of Montana, 1947, all relating to the itinerant merchants act; by eliminating wholesalers from definition of itinerant merchant; re-defining persons not included under term itinerant merchant; providing that payment for permit of exemption shall be to cover costs; re-defining persons charged with the enforcement of this act; providing fees for licenses for each motor vehicle to be operated; providing that surety bond be countersigned by resident agent; adding provisions for cash bond; changing conditions of bond; changing provisions for revocation of licenses; providing for the Commissioner of Agriculture to make regulations; changing provisions pertaining to taking into custody motor vehicles operated in violation of the act; repealing provisions for disposition of funds; repealing all acts and parts of acts in conflict herewith, and providing an effective date."	329, 331, 476, 516, 520.

No.	Title of Bill	Page
97	Introduced by Padbury: A bill for an act entitled: "An act to amend Section 11-2403 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 52 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, and Section 11-2404 of the Revised Codes of Montana, 1947, relating to city and town water-works and sewerage systems and the issuance of revenue bonds therefor; prescribing the procedure for elections thereon; providing for the refunding of such bonds; and authorizing the making of covenants for the security thereof, relative to charges for water and sewerage services to the municipality." .....	447, 462, 512, 520, 525, 557.
98	Introduced by Padbury: A bill for an act entitled: "An act to amend Section 11-2218 of the Revised Codes of Montana, 1947, relating to city and town sewerage systems and sewage treatment and disposal plants and the issuance of revenue bonds therefor; prescribing the procedure for elections thereon; providing for the refunding of such bonds; and authorizing the making of covenants for the security thereof, relative to charges for sewerage services and benefits to the municipality." .....	438, 439, 512, 520, 525, 557.
101	Introduced by Valiton and Kelly: A bill for an act entitled: "An act amending Section 26-106, Revised Codes of Montana, 1947, relating to the State Fish and Game Warden, his qualifications, salary and duties; amending Section 26-115, Revised Codes of Montana, 1947, providing for the appointment and bond of the Superintendent of State Fisheries; amending Section 26-116, Revised Codes of Montana, 1947, relating to the salary and expenses of the superintendent of fisheries; amending Section 26-117, Revised Codes of Montana, 1947, enumerating the powers and duties of the Superintendent of State Fisheries; amending Section 26-122, Revised Codes of Montana, 1947, relating to the State Fish and Game Warden and the employment of assistance for the commission and the State Fish and Game Warden, and permitting the Fish and Game Warden, with the consent of the commission to establish department divisions and employ necessary personnel; amending Section 26-124, Revised Codes of Montana, 1947, requiring reports of the State Fish and Game Warden and of the commission; repealing all acts or parts of acts in conflict herewith; and providing for the effective date of this act." .....	329, 332, 404, 468, 472, 486.
102	Introduced by Spear: A bill for an act entitled: "An act authorizing Orr Baker, Alice Lupton, Anna L. Trusler and Roy Smallwood, their heirs and assigns, to impound, divert and appropriate in and	

No.	Title of Bill	Page
	from the Baker reservoir in the State of Montana, annually 247 acre feet of the waters of Ash creek for the irrigation of 235 acres of land in the State of Wyoming." .....	340, 348, 486, 493, 499, 524.
104	Introduced by Aronson and Larson and Wallander: A bill for an act entitled: "An act requiring that in all cases where the laws of this state authorize the solicitation of bids or tenders for public works, improvements or other undertakings, or for the purchase of goods, commodities or property, or for the procurement of technical or special services on a bid basis, or for the sale and purchase of bonds, debentures, notes or any other forms of indebtedness of or for the State of Montana, or for any department, board or institution thereof, or for any county or municipal corporation therein, or for any other public authority organized under the laws of this state, the respective officers authorized to solicit bids or tenders in any case shall require that the bidder shall indemnify, and covenant to indemnify any such public authority against the failure or refusal of the bidder to enter into any contract awarded to the bidder or to consummate the purchase of any forms of indebtedness as the case may be, and shall accompany any bid with security for performance of such covenant; prescribing the conditions of such covenant in various cases and prescribing that such bid security shall consist of either (1) lawful money of the United States or (2) of cashier's checks, bank money orders, bank drafts or certified checks in any case drawn and issued by banks in the State of Montana, or (3) of a bid bond of a surety company authorized to do business in the State of Montana, payable to the public authority in such amounts as may be fixed by law or by such public authority and prescribing the conditions for forfeiture of bid security or the return thereof and the limits of liability upon bid security." .....	329, 331, 523, 535, 543, 557.
105	Introduced by Balgord, Manning and Parriott: A bill for an act entitled: "An act creating a water conservation bond fund to be designated the "Water Conservation Bond Fund"; providing what moneys said fund shall consist of; providing for the purchase of water conservation bonds of the State of Montana out of moneys in said fund; providing said bonds shall be held and administered by the state water conservation board for the benefit of said fund; providing for the transfer of moneys in said fund to the state general fund and repealing all acts or parts of acts in conflict herewith." .....	396, 398, 486, 493, 500, 524.
106	Introduced by Committee on Military Affairs, by	

No.	Title of Bill	Page
	request: A bill for an act entitled: "An act amending Section 77-412 Revised Codes of Montana, 1947, prohibiting the unauthorized wearing of badges or other insignia of organizations, and providing penalty therefor." .....	438, 439, 495, 505, 508, 532.
109	Introduced by Sawtell and Padbury: A bill for an act entitled: "An act to amend Section 35-104 and Section 35-128, Revised Codes of Montana, 1947, relating to notice, hearing and creation of authority for cities and counties under the housing authorities law; to provide that eight per cent (8%) of the legal voters within the territorial boundaries where such authority is sought to be established shall file petition for a public hearing as provided in said sections." .....	340, 349, 512, 520, 529.
110	Introduced by Wallander: A bill for an act entitled: "An act to amend Section 84-4925, of the Revised Codes of Montana, 1947, relating to payment of tax—penalty and interest—refund of excess payment." .....	396, 398, 476, 478, 480, 500.
111	Introduced by Worden: A bill for an act entitled: "An act authorizing the consolidation or merger of Montana corporations with other Montana corporations or with corporations organized under the laws of any other state or territory of the United States; providing for the agreement of such merger, meeting of stockholders for the adoption of the same, for the notice of method of holding such meetings, for the service of processes upon the resulting corporation, the time when the existence of constituent corporations shall cease and that property rights and liabilities shall vest in the surviving corporation; providing for the rights of objecting stockholders, that actions pending at the time of merger shall not be affected, that prior mergers and consolidations shall be validated; providing for the effective date of this act, and that this act shall not amend, repeal or modify any of the terms and provisions of Sections 15-1603, 15-1801, 15-1802, 15-1803, 15-1804, 15-1805, 15-1806, or 15-1807 of the Revised Codes of Montana, 1947." .....	447, 462, 485, 493, 497, 524.
113	Introduced by Bovey: A bill for an act entitled: "An act to regulate tourist courts, tourist homes, tourist camp grounds, and trailer courts, or like establishments providing accommodations for rent or hire for guests on a transient basis, except those establishments known as hotels, as defined by Section 34-201, Revised Codes of Montana, 1947, and dude ranches, guest ranches, and guest lodges and empowering the State Board of Health of Montana to make and enforce regulations con-	

No.	Title of Bill	Page
	cerning sanitary standards for such establishments; defining terms; providing for inspection and licensure; defining the conditions under which licenses shall be granted; providing for hearings and judicial review of administrative acts; providing for cancellation of licenses, and the conditions under which licenses shall be cancelled; prescribing penalties; defining the powers and duties of the executive officer of the State Board of Health and/or his agents; and providing for the repeal of Sections 69-112, 69-113, 69-114, 69-115, and 69-116, and 69-117, Revised Codes of Montana, 1947, as amended or supplemented." .....	396, 398, 503, 524.
Sub. 114	Introduced by Public Health and Sanitation: A bill for an act entitled: "An act to provide for the licensing and regulation by the State Board of Health of any person, persons, partnership, firm, or corporation engaged in the business of cleaning cesspools, septic tanks, or privies; fixing the fee for such licenses; providing for the issuance of permits by health officers of cities, towns, and counties; fixing the fee for such permit; authorizing health officers of incorporated cities, towns or counties having jurisdiction to designate disposal places; and providing penalties for violation of any of the provisions of this act." .....	439, 503, 505, 509, 512, 520, 525, 554, 557.
115	Introduced by Worden: A bill for an act entitled: "An act to amend Section 15-1603 of the Revised Codes of Montana of 1947, relating to the consolidation of mining corporations, to include thereunder corporations formed for the purpose of mining ores, minerals or similar substances, or for the purpose of operating plants for reducing, milling, concentrating, smelting, converting, refining, preparing for market, or otherwise treating ores, minerals or similar substances; to authorize their consolidation with corporations formed under the laws of other states; to prescribe for, the procedure to be followed, and the agreement of consolidation to be entered into, the approval of agreement by stockholders, the filing and recording of such agreement; and providing for the vesting of property rights and liabilities in the resulting corporation, and the service of process of the resulting consolidated corporation, and repealing all acts and parts of acts in conflict herewith." .....	412, 414, 485, 493, 498.
116	Introduced by Valiton and Winters: A bill for an act entitled: "An act to amend Section 87-145 of the Revised Codes of Montana, 1947, relating to penalties for violation of the Unemployment Compensation Law of the State of Montana, by providing for prosecution of persons who make false statements or representations in order to obtain	



No.	Title of Bill	Page
	or increase benefits or to prevent or reduce payment of benefits to any individual entitled thereto or to avoid or reduce contributions or other payments required from employing units under employment security laws of sister states, or of the federal government, making this act effective upon its passage and approval, and repealing all acts and parts of acts in conflict herewith." .....	447, 463, 503, 505, 510, 532.
117	Introduced by Ettien: A bill for an act entitled: "An act to amend Section 16-2050 of the Revised Codes of Montana, 1947, relating to the investment of county moneys." .....	438, 439, 483, 484, 492, 518.
118	Introduced by Weydemeyer, Winters, Valiton, Wenger, Evans: A bill for an act entitled: "An act separating the Department of Labor and Industry from the Department of Agriculture, Labor and Industry in compliance with Article XVIII, Section 1 of the Montana constitution, as amended; providing for a Commissioner of Labor and Industry, fixing his term of office and salary, fixing the powers and duties of the Commissioner of Labor and Industry, defining terms used in this act, amending Section 3-109, Revised Codes of Montana, 1947, and repealing Section 3-1501, Revised Codes of Montana, 1947." .....	423, 447, 463, 523, 536, 538, 610.
120	Introduced by James, Keller, and Rice: A bill for an act entitled: "An act to amend Section 75-4601, 75-4602, 75-4605 of the Revised Codes of Montana, 1947, providing for the creation of high school districts; providing for the election of additional members to the board of trustees of school districts maintaining high schools in high school districts; providing for the division of counties into high school districts; providing for recognizing high school districts heretofore created and providing for the abandonment and consolidation of high school districts; and repealing all other acts and parts of acts in conflict with this act." .....	447, 463, 558, 559, 563, 599, 609, 623, 624, 630, 651.
121	Introduced by Busch, Gardner, Gosman: A bill for an act entitled: "An act to amend Sections 66-1910, 66-1911 and 66-1914 of the Revised Codes of Montana of 1947, relating to real estate brokers and salesmen, to provide for the licensing of non-resident real estate brokers, their license fee and bond and increasing the license fee for salesmen, and providing for home office of non-resident brokers, and repealing all acts and parts of acts in conflict herewith." .....	396, 398, 523, 536, 559, 576, 579.
123	Introduced by Committee on Public Lands: A bill	

No.	Title of Bill	Page
	for an act entitled: "An act relating to the acquisition of land, water and resources in this state by the United States; the consent of the legislative assembly to such acquisition upon the conditions and subject to the reservations in this act prescribed, including the purposes for which such acquisition can be made; conferring authority to receive requests upon the State Board of Land Commissioners; providing for hearings upon applications, and for notice of such hearings; providing for tax payments or in lieu of tax payments to be made, and consent thereto by the United States; reserving jurisdiction over the property involved to the State of Montana and its political sub-divisions; providing for certificate of consent, and granting authority to the Board of Land Commissioners to compel compliance herewith; retaining present tax payments or present in lieu tax payments to the State of Montana and its political sub-divisions; reserving to the legislature the right to provide for payments of taxes or in lieu of taxes upon lands, water, resources and power generated in interstate compacts to which the United States shall be a party; relating to the constitutionality of any part hereof, repealing Section 83-110, Revised Codes of Montana, 1947, and all other acts and parts of acts in conflict herewith." .....	447, 463, 537.
Sub. 124	Introduced by Committee on Agriculture: A bill for an act entitled: "An act to amend Section 3-801 (3593), Revised Codes of Montana, 1947, relating to definitions of terms used in Chapter 8, Title 3, Revised Codes of Montana 1947, entitled 'agricultural seeds' by defining the term 'weed seeds', and by defining the term 'noxious weed seeds', and providing a classification of noxious weed seeds in three groups and assigning various kinds and species of such weeds to one or the other of such groups; and to amend Section 3-802 (3594) relating to the labeling of agricultural seeds, and to the identity and disclosure of seed labels of informative data respecting such seeds, and presenting the approximate permitted number of noxious weed seeds in each of the several groups of noxious weed seeds and the disclosure of the same by the label required to accompany such seeds, and requiring that all labels must show germination tests to have been made not more than nine (9) months prior to date of sale; and prohibiting the sale of noxious weed seeds in excess of permitted maxima of noxious weed seeds per pound of agricultural seeds, and of any agricultural seed in excess of a prescribed maxima percentage of weed seeds; and delegating to the Commissioner of Agriculture and the Director of the Montana Experiment Station, jointly, the power to revise or modify, after public hearing, the groups and classifications of noxious weed seeds; and to amend Section 3-805 (3597) relating	

No.	Title of Bill	Page
	to 'stop sale' orders when seed does not conform to the requirements of the act; and to amend Section 3-807 (3599) relating to submitting samples for analyses and/or test; and repealing all acts and parts of acts in conflict herewith." .....	447, 464, 494, 505, 506, 534, 557.
Sub. 125	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Sections 75-3401, 75-3404, 75-3405, 75-3406, 75-3407, 34-3412, 75-3413, 75-3414, of the Revised Codes of Montana, 1947, relating to boards of trustees furnishing transportation, closing schools and furnishing transportation, contracts for transportation, requirements as to busses, drivers and operation of school busses, schedules for paying for individual and bus transportation, rent or board in lieu of transportation provided by the district, settlement of transportation matters in controversy, reimbursements, budgets and levies for transportation; to provide for mandatory transportation, to provide that all transportation contracts be let out for bids, to provide compliance with the State Board of Education regulations for operation and safety of school busses, to provide for a county transportation committee and its duties, to provide for a special reimbursement rate for small school busses, to define isolation, to provide for capacity of busses and school bus routes for reimbursement purposes, to provide transportation routes within high school areas and to provide for raising that part of transportation budgets in excess of the schedule for high schools and elementary schools, and repealing Sections 75-4119, 75-4145, 75-3301, 75-3302, 75-3303, 75-3304, 75-3305, 75-3306, 75-3307, all of the Revised Codes of Montana, 1947." .....	447, 464, 551, 559, 562, 600, 609, 622, 623, 631, 651.
126	Introduced by Ross, Tibbals, Wilson (Toole), Winters: A bill for an act entitled: "An act to amend Section 1 of Chapter 131, Laws of the Thirty-first Legislative Assembly, 1949, relating to annual vacation leave for state, county and city employees, providing who shall be entitled to vacation leave and compensation, and repealing all acts and parts of acts in conflict herewith." .....	329, 331, 483, 484, 493, 497, 524.
130	Introduced by Mahoney, Manning, Liggett, Wilson (Toole): A bill for an act entitled: "An act to amend Section 68-102, Revised Codes of Montana, 1947, relating to definitions of terms used in the public employees retirement act, by redefining the terms 'state employee' and 'final compensation' and providing a definition for the term 'temporary employee', Section 68-202, Revised Codes of Montana, 1947, relating to compulsory membership in the public employees retirement	

No.	Title of Bill	Page
	<p>system, by providing when and how permanent, probationary, temporary, and seasonal employees and employees re-entering state service become members, Section 68-401, Revised Codes of Montana, 1947, relating to the employing subdivisions bearing the cost of benefits, by clarifying the language originally used in said section, Section 68-501, Revised Codes of Montana, 1947, relating to the powers and duties of the board of administration of the public employees retirement system, by removing the requirement that one-half year be deducted from credit for prior service, Section 68-801, Revised Codes of Montana, 1947, relating to compulsory service retirement, by providing that members who have attained the age of seventy (70) years may be re-employed or continued in state service under certain conditions, Section 68-901, Revised Codes of Montana, 1947, relating to service and disability retirement allowances, by providing the additional pension purchased by contributions of the state shall be computed on the basis of a member's final compensation instead of the average annual compensation earnable by him during the three years preceding retirement, by providing the board of administration of the public employees retirement system instead of the Industrial Accident Board shall determine incapacity for performance of duty as the result of injury or disease arising out of and in the course of employment; that said board of administration shall have power to hold hearings, administer oaths, take depositions, and perform other acts necessary to the making of such determinations, and that any compensation paid by the Industrial Accident Board to a member of the retirement system for such disability shall be deducted from benefits payable under the retirement system for such disability, Section 68-1005, Revised Codes of Montana, 1947, relating to optional modifications of retirement allowance, by providing a member may elect a lesser optional retirement allowance in lieu of service or disability retirement, Section 68-1101, Revised Codes of Montana, 1947, relating to death benefits, by providing death benefits shall not be payable to the beneficiary of a member who has elected lesser optional retirement allowance or who has received a disability retirement allowance for four (4) months preceding death and by providing if compensation is awarded by the Industrial Accident Board by reason of a finding a member's death resulted from injury or disease arising out of and in the course of employment death benefits payable under the retirement act shall be limited to refund of the member's accumulated contributions; directing that invalidity of a part of this act shall not affect or impair the remainder, making this act effective upon its</p>	

No.	Title of Bill	Page
	passage and approval, and repealing all acts or parts of acts in conflict herewith." .....	447, 464, 524, 536, 538, 566, 567, 605, 609, 616, 617, 631, 651.
134	Introduced by Hibbs: A bill for an act entitled: "An act amending Section 91-4423, Revised Codes of Montana, 1947, relating to the jurisdiction of the district court in granting letters testamentary or of administration upon estates of decedents whose property is chargeable with inheritance tax and in the determination of questions arising under inheritance tax laws and providing that, before such determination shall be made, notice of hearing shall be given to the State Board of Equalization, and providing for objections by the State Board of Equalization to the computation of such tax, and for hearing thereon; and repealing all acts and parts of acts in conflict herewith." .....	437, 439, 476, 478, 479, 500.
135	Introduced by Busch: A bill for an act entitled: "An act to amend Section 66-1904, of the Revised Codes of Montana, 1947, relating to agreements respecting oil operations, deeming such agreements to be dealing in real estate; defining the scope of said section, confining said section to interests in land." .....	447, 465, 537.
137	Introduced by Valiton: A bill for an act entitled: "An act to amend Section 26-901, 26-902, 26-904 26-905 and 26-906 of the Revised Codes of Montana 1947 as amended by Chapter 173 Laws of 1949 relating to the licensing of guides and outfitters, penalty for acting as a guide or outfitter without a license, defining a guide and outfitter, requiring all guides and outfitters to keep records and submit an annual report to the State Fish and Game Warden, providing that the guides and outfitters are equally responsible with others for violation of the laws, providing for the report of violations; and to repeal Section 26-903 of the Revised Codes of Montana, 1947, defining a guide; providing for a date when this act shall become effective and repealing all acts and parts of acts in conflict herewith." .....	447, 465, 517, 520, 525, 551, 559, 562, 616.
139	Introduced by Ross, Lott, Spear, Wilson (Toole): A bill for an act entitled: "An act to amend Section 81-924, Revised Codes of Montana, 1947, relating to default in payment of purchase price of state lands and cancellation of certificate, to provide that in case of default in payment where the land is open to lease, the former lessee shall have a prior right to lease the tract at the existing rate, or at the rate set by competitive bidding if such occurs." .....	438, 440, 487, 493, 502, 524.



No.	Title of Bill	Page
Sub. 145	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 1 of Chapter 243 of the Laws of Montana of 1947, appearing as Section 4-104 to Section 4-108 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 140 of the Laws of Montana of 1949, relating to salaries of state liquor store vendors and other employees of state liquor stores and other employees of the Liquor Control Board." .....	447, 465, 485, 522, 535, 543, 567, 594, 595, 616.

No.	Title of Bill	Page
<b>SENATE JOINT MEMORIALS</b>		
1	Introduced by Phillips: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States and to the Honorable James E. Murray, Zales N. Ecton, United States senators from Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, representatives in Congress from Montana, requesting that Congress continue and enhance its program of rehabilitation of the landless Indian in Montana, known as non-wards." .....	63, 66, 126, 139, 140, 177.
2	Introduced by Phillips: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Public Roads Administration of the Federal Works Agency, petitioning that said administration exert its best offices to the end that the construction of the bridge on Federal Aid Route No. 19, across the Missouri river at a point of choice between Wilder and the Power Plant Ferry may be expedited, whenever funds become available." .....	104, 116, 130, 132, 162.
3	Introduced by Aronson: "A Joint Memorial of the Senate and House of Representatives of the State of Montana memorializing the Congress of the United States to amend the selective service act of 1948 to eliminate the deferment from service in the armed forces of persons conscientiously opposed to war." .....	117, 118, 201, 202, 369, 468, 470, 486, 551.
4	Introduced by Phillips, Cotton, Hibbs and Aronson: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States and to the Honorable James E. Murray, and Zales N. Ecton, United States Senators from Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, Representatives in Congress from Montana, requesting the introduction and enactment into law of the necessary and proper legislation authorizing government hospitals which are designated as Indian hospitals to accept non-ward Indians as patients." .....	117, 118, 154, 175, 178.
5	Introduced by Committee on Water, Water Conservation and Flood Control: "A Memorial to Harry S. Truman, President of the United States; James E. Murray and Zales N. Ecton, Senators for Montana; Joseph C. O'Mahoney and Lester C. Hunt, Senators for Wyoming; Carl Hayden, Senator for Arizona and Chairman of the Senate	

No.	Title of Bill	Page
	Appropriations Committee; Mike Mansfield and Wesley D'Ewart, Congressmen for Montana; William Harrison, Congressman for Wyoming; Clarence Cannon, Chairman of House Appropriations Committee; Oscar Chapman, Secretary of Interior; Michael Straus, Commissioner of Reclamation; Dillon Meyer, Commissioner of Indian Affairs; Frank Pace, Jr., Director of the Budget, requesting the introduction and enactment into law of the necessary and proper legislation authorizing that sufficient appropriations be provided the Bureau of Reclamation for the immediate construction of Yellowtail Dam located in Big Horn County in southern Montana." .....	152, 157, 167, 175, 179.
6	Introduced by Weydemeyer: "A Joint Memorial of the Senate and the House of Representatives of the State of Montana to the Congress of the United States and to the Honorable James E. Murray and Zales N. Ecton, United States Senators for Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, Representatives in Congress from Montana, requesting that the Congress of the United States, in providing funds for planning and construction of the Libby dam and other similar federal projects in Montana that may be approved, make provisions for replacing tax income losses and for payments in lieu of taxes to local and state governments; for adequate roads to replace those destroyed, and for federal participation in providing adequate school facilities, policing, and relief to unemployed during the period of planning and construction." .....	295, 297, 329, 495, 505, 508, 532.
7	Introduced by Tibbals, Ross, Weydemeyer, Aronson, Kelly and Winters: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to the Congress of the United States, United States Senators James E. Murray and Zales N. Ecton, and Representatives Mike Mansfield and Wesley A. D'Ewart, all of Washington, D. C., requesting the enactment of legislation, allowing for and directing the annual payment of grants by the United States government to the State of Montana for the use and benefit of the several counties of Montana in lieu of taxes on lands owned by the United States government in the State of Montana." .....	332, 483, 484, 492, 518.
8	Introduced by Balgord, Weydemeyer, Ross and Gosman: A Joint Memorial of the Senate and House of Representatives of the State of Montana memorializing the Congress of the United States to prohibit the further expenditure of public funds to construct, maintain and operate transmission lines to be used in the exportation of public power	

No.	Title of Bill	Page
	beyond the states, the area or any part of which lie within the Columbia River Basin unless and until the states wherein said power is being or is to be produced and the United States shall provide therefor, pursuant to interstate compact or compacts. ....	447, 466, 495, 505, 508, 538.
9	Introduced by Toman and Sawtell: A Memorial to Zales N. Ecton, James E. Murray, Senators for Montana; Wesley D'Ewart and Mike Mansfield, Congressmen for Montana; Oscar Chapman, Secretary of Interior, Michael Straus, Commissioner of Reclamation; requesting the introduction and enactment into law of the necessary and proper legislation authorizing that sufficient appropriations be provided the Bureau of Reclamation for the completion of Moorhead Dam on the Powder River in Montana. ....	396, 399, 485, 493, 499, 524.
10	Introduced by Committee on Water, Water Conservation and Flood Control: A Joint Memorial of the Senate and House of Representatives of the State of Montana memorializing the Congress of the United States to prohibit the further expenditure of public funds to construct, maintain and operate transmission lines to be used in the exportation of public power beyond the states, the area or any part of which lie within the Missouri River Basin unless and until the states wherein said power is being or is to be produced and the United States shall provide therefor, pursuant to interstate compact or compacts. ....	447, 466, 485, 493, 499, 518, 538.
11	Introduced by Spear, Wilson (Carbon), Harken, Toman, Gardner: A Joint Memorial to the Congress of the United States requesting the appropriation of funds for the oil surfacing of the Broadus-Crow Agency Highway, known as State Route Number 8, a great portion of which lies in the Northern Cheyenne Indian Reservation, the Crow Indian Reservation, and the Custer National Forest, in Montana, whenever funds become available. ....	396, 399, 482, 484, 490, 518.
12	Introduced by Balgord, Wilson (Toole), Rice, Parriott, Toman, Ross, Manning, Lott: A Joint Memorial of the Senate and House of Representatives of the State of Montana to the International Joint Commission, to the Honorable A. O. Stanley, Chairman of the American Section, and to the Honorable H. G. L. McNaughton, Chairman of the Canadian Section, requesting the recommendations of the Joint Commission be submitted to the effective governments at the earliest possible time of the Waterton and Belly reference. ....	396, 399, 486, 493, 499, 524.

No.	Title of Bill	Page
14	<p>Introduced by Oscar Nesvig: "A Memorial to the Congress of the United States, Secretary of Commerce, the Honorable Thomas MacDonald, Commissioner of Public Roads, Senator James E. Murray, Senator Zales N. Ecton, Congressman Wesley D'Ewart, and Congressman Mike Mansfield respectfully urges and petitions that secondary and feeder roads, farm-to-market roads, rural mail routes, public school bus routes, local rural roads, county roads, township roads, and roads of the county-road class, types of construction be modified to meet the practical needs of local areas respective requirements and needs at lower costs of construction and maintenance and providing for cooperation with the appropriate local officials, state highway commission, and the Bureau of Public Roads."</p>	<p>396, 399, 482, 484, 490, 518.</p>
SENATE JOINT RESOLUTION		
3	<p>Introduced by Nutter, Mahoney, Cremer and Ebert: A Joint Resolution to the Board of Education of the State of Montana requesting and recommending that in the event a certain act of the Thirty-second Legislative Assembly of the State of Montana, known as House Bill No. 75, becomes a law, said board should immediately take such action as may be necessary under the authority given to it by said law, to assure completion of construction of adequate facilities at Northern Montana College at Havre; and further requesting and recommending that in the light of present conditions, no projects at other units of the Greater University of Montana be undertaken until a more favorable time for initiation of such projects.</p>	<p>70, 79, 447, 465.</p>



HOUSE JOURNAL

of the

Thirty-second Legislative Assembly

of the

State of Montana

---

FIRST DAY

House of Representatives,  
Helena, Montana,  
January 1, 1951.

Pursuant to the Constitution of the State of Montana, at the hour of 12:00 noon, the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, was called to order by the Honorable Sam W. Mitchell, Secretary of State of the State of Montana, who extended greetings to the assembly on behalf of the State of Montana.

The Secretary of State then appointed Reverend H. M. Waldron of Helena, Montana, Temporary Chaplain; George Moore of Harlowton, Montana, Temporary Sergeant-at-Arms; Lewis R. Knox of Helena, Montana, Temporary Chief Clerk; and Della Cobetto, Temporary Journal Clerk.

Invocation by the Reverend H. M. Waldron.

The Chief Clerk called the roll and the members presented their certificates of election.

The Honorable R. V. Bottomly, Associate Justice of the Supreme Court of Montana, having been introduced by the Secretary of State, administered the following oath:

"I do solemnly swear that I will support, protect and defend the Constitution of the United States, and the Constitution of the State of Montana, and that I will discharge the duties of my office with fidelity; that I have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure my nomination or election except for necessary and proper expenses expressly authorized by law; that I have not knowingly violated any election law of this State, or procured it to be done by others in my behalf; that I will not knowingly receive, directly or indirectly any money or other valuable thing for the performance or non-performance of any act or duty pertaining to my office other than compensation allowed by law, SO HELP ME GOD."

Thereupon the following members, having presented their certificates of election, subscribed to the foregoing oath:

Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Armstrong, Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist,

Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. All present.

The Secretary of State, having called for nominations for Speaker, McElwain of Powell nominated Ory J. Armstrong of Flathead County, and Graybill of Cascade County nominated H. H. Hess of Hill County, and said nominations were duly seconded. There being no other nominations for Speaker, the Secretary of State declared the nominations closed.

The following votes were cast for Armstrong:

Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Leuthold, Mackay, McElwain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed (Mrs. Dallas J.), Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Watkins, Wiedman, Wilson (Treasure), Working. Total 49.

The following votes were cast for Hess:

Ammerman, Andersen (Richland), Anderson (Cascade), Armstrong, Aronow, Babich, Barnard, Barrett, Beck, Blikken, Clark, Cook, Dwyer, Emmons, Foley, Freshman, Goodgame, Graybill, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 41.

The Secretary of State appointed H. H. Hess of Hill County and Joseph A. McElwain of Powell County to escort the Speaker to the Chair. The Secretary of State introduced the Speaker to the House and he assumed the Chair.

It was moved by McElwain, duly seconded and carried, that the Rules, Joint Rules and Order of Business of the Thirty-first Legislative Assembly be adopted as the Rules, Joint Rules and Order of Business of the Thirty-second Legislative Assembly subject to future action by this body.

It was moved by McElwain, duly seconded, that the following Republican nominees be elected as officers and attaches of the House of the Thirty-second Legislative Assembly:

Speaker Pro-Tem.....	Leonard J. Esp
Majority Floor Leader.....	Joseph A. McElwain
Chaplain.....	Rev. H. M. Waldron
Sergeant-at-Arms.....	George F. Moore
First Assistant Sergeant-at-Arms.....	Llye H. Standish
Second Assistant Sergeant-at-Arms.....	E. N. Joffray
Chief Clerk.....	Lewis R. Knox
Assistant Chief Clerk.....	Edna J. Hinman
Journal Clerk.....	Della Cobetto

It was moved by Graybill, duly seconded, that the following Democrat nominees be elected officers of the House of the Thirty-second Legislative Assembly:

Speaker Pro-Tem.....	Mike Loughran
Minority Floor Leader.....	Leo C. Graybill
Chaplain.....	Rev. Nels Norbeck

It was moved by McElwain that the Chief Clerk be instructed to cast 49 votes for the Republican nominees and 41 votes for the Democratic nominees. Motion duly seconded and carried. Vote was so cast and the Speaker declared the Republican officers and attaches elected.

It was moved by McElwain, duly seconded and carried, that a committee of three members be appointed to notify his Excellency, the Governor, that the House is now organized and ready to receive any message he wishes to convey and also to ascertain the time set for the message.

The Speaker appointed Wilson (Treasure), Higgins of Glacier and Freshman of Silver Bow as the committee to notify the Governor.

It was moved by McElwain, duly seconded and carried, that a committee of three members be appointed to notify the Honorable Senate that the House is organized and ready for business. The Speaker appointed Phillips of Fergus, Haines of Flathead and Westlake of Gallatin.

House recessed.

House resumed. Mr. Speaker in the Chair.

The following committees were named by the Speaker:

Committee on Seating, Mileage and Per Diem: Scofield, Chairman; O'Connor, Atkinson, Loughran, Page (Granite).

Committee on Employment: Gebhardt, Chairman; Esp, Purdy, Foley, Loughran.

Committee on Journal: Smith, Chairman; Leuthold, Holtz.

Committee on Printing: Bradley, Chairman; Anders, Fulton, Karlberg, Blikken.

Committee on Engrossing: Omholt, Chairman; Cowley, Hanford, Van Dyke, Emmons.

Committee on Enrolling: Prill, Chairman; Brownfield, Harpster, Babich, Valach.

Committee on Rules, Joint Rules and Order of Business: McElwain, Chairman; O'Connor, Graybill, Loble, and the Speaker.

Committee on Appropriations: Taylor, Chairman; Working, Vice Chairman; Brenner, Haines (Missoula), Mackay, Rostad, Crist, Norby, Hawks, Sagunsky, MacDonald, Rieder, Dwyer, Hess, Westlake, Nixon, Barnard.

Committee on Judiciary: Wiedman, Chairman; Schiltz, Vice Chairman; Sykes, McElwain, Smith, Page (Missoula), Hauge, Dokken, Skibby, Loble, Dwyer, Graybill, Aronow, Magnuson, Ammerman.

A Committee from the Senate was received and informed the House that the Senate was organized and ready to transact any and all business that may regularly come before it and extended to the House best wishes for a Happy New Year and a successful session, and the Speaker returned best wishes to the Senate.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Employment: A bill for an act entitled: "An act to fix the compensation of officers and employees of the Thirty-second Legislative Assembly of the State of Montana."

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the payment of mileage and per diem to the members of the Thirty-second Legislative Assembly and for the payment of per diem to the officers and attaches and for incidental expenses of the Thirty-second Legislative Assembly of the State of Montana."

By Loble, Magnuson and Smith: A bill for an act entitled: "An act to approve, legalize and adopt as the Laws of Montana the Revised Codes of Montana, 1947, prepared by the code commissioners appointed by authority of Chapter 184 of the Laws of the Twenty-ninth Legislative Assembly of Montana of 1945 and Chapter 266 of the Laws of the Thirtieth Legislative Assembly of Montana of 1947."

The committee appointed to notify the Senate that the House was organized reported that the message had been conveyed. Committee discharged.

The committee appointed to notify the Governor that the House was organized, reported that at 8:00 P. M., Tuesday, January 2, 1951, the Governor would deliver his message to the Joint Session of the House and Senate. Committee discharged.

It was moved by Graybill, duly seconded and carried, that the majority and minority floor leaders be ex-officio members of all committees.

It was moved by McElwain, duly second and carried, that the House adjourn until 1:00 P. M., Tuesday, January 2, 1951.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## SECOND LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 2, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by Chaplain.

On roll call all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the First Legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment do hereby recommend that the following be employed:

Assistant Journal Clerk.....	Frances Fagrelus
Enrolling Clerk.....	Jean F. Fallon
Assistant Enrolling Clerk.....	Margaret W. Haag

Engrossing Clerk.....	Elizabeth Melugin
Mailing Clerk.....	Victor J. Kieley
Postal Clerk.....	Maude E. Bolton
Payroll Clerk.....	Harry W. Richter
Secretary to Speaker.....	Helen McDermott
Secretary to Majority Floor Leader.....	Donna Finn
Secretary to Sergeant.....	Ellen T. Wiedman
Judiciary Clerk.....	Mary A. Morton

## STENOGRAPHERS

Jean Palmer	Catherine M. Coleman
Edith Miller	Edith M. Barker
Maurine E. Vrooman	Louise T. Betzner
Margaret Cote	Hallie M. Thompson
Elizabeth Pilling	Louise Samuleson

## CLERKS

Agnes R. Screnar	Jo Thiele	Frances S. Johnson
------------------	-----------	--------------------

## TELEPHONE OPERATORS

Louise B. Fulbright	Goldie A. Schwenk
Elevator Operator.....	Gertrude A. Kennard

GEBHARDT, Chairman.

Report adopted.

## MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate was this day organized, and that the following officers and attaches were duly elected for the transaction of the business of the Thirty-second Legislative Assembly:

President Pro-Tem.....	Senator Charles Mahoney
Secretary of the Senate.....	Lou E. Bretzke
Sergeant-at-Arms.....	Harry S. Whitcomb
Chaplain.....	Rev. Charles E. Wilson

The following committees were this day appointed:

Committee on Committees: Senator Gosman, Chairman; Lott and Larson.

Committee on Finance and Claims: Senator Liggett, Chairman; Larson, Mahoney, Gosman, Cole, McQuitty, Lehrkind and Duncan.

Committee on Rules: Senator Mahoney, Chairman; Moss and Manning.

Committee on Journal: Senator Wallander, Chairman; Valiton and Brown.

Committee on Mileage and Per Diem: Senator Hofland, Chairman; Evans and Busch.

Committee on Seating: Senator Balgord, Chairman; Cole and Aronson.

Committee on Employment: Senator Valiton, Chairman; Winters and Nutter.

On motion of Senator Mahoney, duly seconded and carried, the President appointed the following committee to invite the members of the Su-



preme Court and elective officers of the State to attend the Joint Assembly at 8:00 P. M., Tuesday, January 2, 1951, to hear the Governor's message: Senators Balgord, Wilson of Carbon, Sawtell, Angstman and Worden.

On motion of Senator Mahoney, duly seconded and carried, the Rules, Joint Rules and Order of Business of the Thirty-first Legislative Assembly be adopted as the rules of this, the Thirty-second Legislative Assembly, until the Committee on Rules, Joint Rules and Order of Business shall report.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that because of the heavy number of requests and the business to be performed by several of the important committees the number of members on said committees be increased as follows:

Committee on Highways and Highway Transportation from fifteen (15) to nineteen (19).

Committee on Livestock and Public Ranges from fifteen (15) to nineteen (19).

Committee on Fish and Game from fifteen (15) to nineteen (19).

Committee on Irrigation and Water Conservation from fifteen (15) to seventeen (17).

### INTRODUCTION OF BILLS

The following bill was introduced, read first and second times at length, and referred to Committee on Appropriations:

House Bill No. 1, introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the payment of mileage and per diem to the members of the Thirty-second Legislative Assembly and for the payment of per diem to the officers and attaches and for incidental expenses of the Thirty-second Legislative Assembly of the State of Montana." Referred to Appropriations Committee.

The following bills were introduced, read first and second times, and referred to committees:

House Bill No. 2, introduced by Committee on Employment: A bill for an act entitled: "An act to fix the compensation of officers and employees of the Thirty-second Legislative Assembly of the State of Montana." Referred to Employment Committee.

House Bill No. 3, introduced by Loble, Magnuson and Smith: A bill for an act entitled: "An act to approve, legalize and adopt as the Laws of Montana the Revised Codes of Montana, 1947, prepared by the code commissioners appointed by authority of Chapter 184 of the Laws of the Twenty-ninth Legislative Assembly of Montana of 1945 and Chapter 266 of the Laws of the Thirtieth Legislative Assembly of Montana of 1947." Referred to Committee on Judiciary.

House recessed.

House resumed. Mr. Speaker in the Chair.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had un-

der consideration House Bill No. 1, respectfully reports as follows: That House Bill No. 1 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Employment, having had under consideration House Bill No. 2, respectfully reports as follows: That House Bill No. 2 do pass.

GEBHARDT, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 7:30 P. M.

### EVENING SESSION

House resumed. Mr. Speaker in the Chair.

A committee from the Honorable Senate, Senators Padbury, Anderson (Pondera) and Liggett, informed the House that the Senate was ready to meet in joint session for the purpose of hearing the message of His Excellency, the Governor.

The Honorable Senate entered and were escorted to seats prepared for them.

The President of the Senate in the Chair. The joint session was called to order.

The Secretary of the Senate called the roll of the Senate.

The Chief Clerk called the roll of the House.

A quorum of both Houses being present, the joint session convened.

It was moved by Senator Mahoney, duly seconded and carried, that a committee of five, two members of the Senate and three members of the House be appointed to inform the Governor that the Senate and House of Representatives have convened in joint assembly and are ready to hear his message.

The President of the Senate thereupon appointed Senator Mahoney, Chairman, and Senator Manning and Representatives Esp, Scofield and Graybill to inform the Governor that the Legislative Assembly was ready to hear his message.

His Excellency, Governor John W. Bonner, then appeared and, upon being escorted to the Chief Clerk's desk, was introduced by the President of the Senate and delivered the following message:

Mr. President, Mr. Speaker and Members  
of the Thirty-second Legislative Assembly:

It is my destiny, and your destiny, to meet here as Governor and members of the Thirty-second Legislative Assembly at a time when our great State and Nation are beset with some of the greatest difficulties, from a security and economic standpoint, in their great respective histories. It is necessary that we make every effort to insure our security against foreign aggressors and it is just as necessary that we do everything possible in order to insure our economic and financial stability also, because if we do not, we will disintegrate, and, in reality, be conquered from within.

These are not times for idle words. These are times that require action, because, literally speaking, our backs are against the wall. Now is

the time that we must conscientiously take inventory of the basic rights which we have as American citizens and assume our responsibilities as citizens in order to maintain these rights. And, unless we carry out these responsibilities, we are apt to lose every right we now enjoy.

As public officials, we are charged with more than just maintaining the status quo; we must use all our ability, avail ourselves of every opportunity, and set as our goal, continued progress which will assure our people a state government attune to the needs of the day; recognizing, however, the need for economy and retrenchment.

Due to the added cost of our military efforts in order to secure this nation from its enemies, unnecessary expenditures should not be made at this time.

In state finances, we must forecast for twenty-four months in advance; that is, for the biennium beginning July 1, 1951 to June 30, 1953. State revenue can not be forecast accurately and with assurance except as based upon your opinion as to economic trends. Volume of business, the scale of prices, wages and living costs, a careful analysis of the number of anticipated recipients under our welfare act, and a careful study of anticipated income, as well as anticipated expenditures, all enter the situation which you will face. And only if you make such careful analysis and study, can so-called deficit financing be avoided. Where the law requires duties to be performed, such duties must be performed, especially where they affect the welfare of persons such as the needy aged, neglected children, the needy blind and silicosis sufferers, even though the appropriations be not adequate.

We are in a war whether it be a formally declared war or not. The casualties suffered by our brave men vividly show this to be a fact. At the present time, our known casualties in Korea are the fourth highest in our history. Only in World War II, World War I and the Civil War have we suffered more casualties.

It is about time we realize the grave situation that confronts us and in order for us to fulfill our responsibilities on the home front, we should, among other things, do everything possible to attain this objective, having in mind the welfare of the veteran and his dependents—especially giving to the Korean veteran and his dependents the same rights as those given to our veterans of other wars, and enact legislation which will give us an adequate civil defense program and a home-guard, in the event our national guard is called to active service.

As I stated, we are meeting at a most serious time. The future is before us. With our great state and nation, with our great people and our great resources, we have nothing to fear if we perform our respective duties as a team, with the preservation of our state and nation uppermost in mind. No prejudice should thwart our purpose, no bias should encumber our judgment, and no personalities should becloud our vision, or hamper our endeavors. Petty political bickerings should not exhaust our energies which are now so sorely needed for the welfare of our state and nation.

#### STATE GOVERNMENT

The growth of public service performed by state governments, has assumed phenomenal proportions. The cost of these services, as far as state costs are concerned is amazing. In 1913 the States of the United States, collected a total of 345 million dollars; by 1942 this sum had reached 6.1 billion dollars and by 1949 amounted to 11.0 billion dollars, equivalent to more than 31 times the revenue collected in 1913. One of the real causes for such tremendous financial costs has been the rapidly changing nature of our industrial and social structure. Statistics show

that from 1942 to 1949, the cost of general state operations over the United States—aside from capital outlay and aid to local governments—grew from 1.9 billion dollars to 4.9 billion dollars, or 157.9%. State aid to local governments during this period, climbed from 1.8 billion to 3.5 billion or 94.4%.

It is interesting to look over a half century of our state government. During the first half of the present century, the population of Montana has more than doubled, increasing from 243,329 in 1900 to 591,024 in 1950, according to preliminary census figures. Yet in that same time-span, the expenditures of state government have increased from \$371,500 (1900 legislative appropriation) to \$70,996,586 for the fiscal year ending June 30, 1950. (1951 Legislative Budget.)

On a per capita basis the sums spent by the state government have risen from approximately \$1.50 per inhabitant in 1900 to more than \$119 last year.

This vast increase in the expenditures made by the state has been due in part to the pronounced change in the price structure of the nation. Yet the most important factor has been the number of services performed by the state. A comparison of the number of state boards, bureaus and departments existing in 1900 and the number existing at successive decades thereafter illustrates the extent of that expansion.

The turn of the century found the State of Montana with seven elective offices, thirteen major administrative boards, bureaus and departments, four educational institutions, six custodial institutions, seven minor state departments and three examining and licensing boards, or a total of forty units of the executive branch of government. In the succeeding years, the total number grew to sixty-one in 1910, eighty-five in 1920, eighty-nine in 1930, one hundred and seven in 1940, and one hundred and twenty in 1950. The 1950 total involves eight elective offices and boards, forty major boards and departments, six educational institutions, ten custodial institutions, including the home for the aged, thirty-four minor state agencies and twenty-three examining and licensing boards.

On December 1st, 1950, Montana had 6,899 employees. (This figure includes all elective and appointed officials.)

This mere enumeration of the number of separate state agencies does not in itself clearly portray the full extent of the enlargement of government activities. Even more important has been the activities and expenditures of individual agencies. Thus, the State Board of Health, which did not even exist as a governmental agency in 1900 presumably represents the addition of only one unit. Yet in 1950, the Health Board was subdivided into more than a dozen departments, each of which by 1900 standards would surely have been classified as a major state agency.

The State Board of Equalization, which in 1900 was an ex-officio body meeting only occasionally for state assessment purposes, now comprises seven departments responsible for the collection of more than 20 million dollars in special license taxes which, with the exception of the inheritance tax, were not even thought of in 1900.

By 1900 standards, \$20,000,000 would have financed state government for more than 50 years.

Thus, a cursory check of the 1950 state governmental structure shows not only 120 separate departments, but more than 70 subdivisions of departments.

It is true that more than fifty of the existing state agencies are for the examining and licensing of applications for admission to certain regulated professions and occupations. Many of our departments duplicate the



work of others. The fact that Montana now has at least sixty-four major branches of government, is indicative of the need for an improved governmental structure. Many of these departments have been added with little thought as to their proper location from an administrative viewpoint. The need for fewer divisions of government and better alignment of functions seems to be as urgent in Montana as it is in other states and in federal activities.

We certainly do not want to curb education, public health, mental health, assistance to the needy aged, the neglected children, the needy blind, silicosis payments, workmen's compensation, unemployment compensation insurance, highways, or other needs or services which are now recognized as essential under our laws, or will be recognized as essential under future laws. However, in order to bring about economy and efficiency in state government in administering these laws and to eliminate, as much as possible, further taxation, the time has come when we must reorganize our state government as have some other states. Such a reorganization would permit us to better utilize state governmental service and eliminate waste of public funds wherever occurring, because of lack of reorganization.

I therefore recommend and urge a complete reorganization of the administrative machinery of the state government. It is of the greatest importance to the citizens of our State. It presents a challenge and a grave responsibility. The responsibility is to make certain that we are performing public service in a manner that is most efficient, economical and productive. We all realize that no government is perfect and, therefore, it is always subject to improvement and change. It is our duty, under present conditions, if we are to eliminate unreasonable taxation, to strive diligently to improve our existing structure of government at all levels and the time has arrived when we will have to begin work in this respect.

I do not believe in bringing in outsiders to tell us how to run our state government. I recommend that this legislature create a committee on reorganization of the state government, with power and authority to study and formulate a program to present to this legislature; and, if necessary, to present to the next legislature, a program which will consolidate departments, eliminate duplications of service, and to include in such program all other things, which in the opinion of the committee will bring about economy and a more efficient state government. This committee should be given an adequate appropriation to carry out its work.

#### STATE FINANCES

Unless we call a halt to duplication of duties, bring about consolidation of pertinent departments and practice economy wherever possible, it is obvious that we can not live within our income, no matter what new taxes are imposed upon our citizens. It is my policy to live within our income. If this income is carefully expended, I am convinced that—except for highways—our present revenues will adequately provide for the proper function of state affairs without additional new taxes.

We must see to it that our budget is kept balanced. We must see to it that the surplus in our General Fund is not used for operation, but for capital improvements only. And in making these capital improvements, we must keep a reasonable amount of money in the General Fund so that we will insure ourselves of not going into the red, as far as our state government is concerned.

If you see fit to increase the expenditures of state government, you should also consider the source of revenue or taxes to take care of these expenditures.

Montana tax laws have not been revised since 1921. It is my belief



that the state's whole tax structure should be carefully reappraised in order that the tax burden be distributed fairly and equitably. I further recommend that you designate some appropriate state department, providing it with the necessary finances, to study Montana's tax structure and report its findings to the next legislature.

On December 1, 1948, approximately a month before I took office, we had a balance of \$8,993,592.89 in the General Fund.

Our State Auditor has informed me that on December 1 of this year, we had a balance of \$10,760,251.64 in the General Fund, or an increase of \$1,766,658.75 in the General Fund during the past two years.

Our total state funds invested on December 1, 1948, were \$26,011,-996.55. Our total state funds invested as of December 1st of this year, amounted to \$57,269,676.02 including the 20 million dollars of money not immediately needed for operations. This represents an increase of invested state funds during the past two years of \$31,257,679.47.

During the past year, we decreased state bonded indebtedness by \$929,000—or almost a million dollars.

While there was a substantial decrease in anticipated revenue from the beer, trade simulator, cigarette licenses, inheritances taxes, liquor license taxes, natural gas taxes, oil production taxes and telegraph message taxes, yet the over-all increase of revenues during the past two years over and above anticipated revenue, according to our State Accountant, amounts to \$2,234,500.37.

When I took office January 1, 1949, the State Liquor Board had an inventory of \$2,887,762.11. On December 1, 1950, it had an inventory of \$3,992,635.85. The increased inventory, therefore, over and above the inventory which we had when I took office is \$1,104,873.74. The Liquor Board informs me that it felt it was good business, in light of conditions, to increase its inventory and had this inventory not been increased, the General Fund would have been increased by approximately \$1,100,000.00. It would have made the balance in the General Fund on December 1, 1950, \$11,860,000, or an increase of \$2,870,000 over the amount in the General Fund December 1, 1948.

We invested for the first time the sum of 12 million dollars, which represents money accruing in order to pay our highway debentures. These debentures bear an average rate of 1.85% interest. The money we invested bears us 2½% interest. In other words, this investment is giving us almost 1% interest over and above the interest we had to pay on the debentures which will inure to the people's benefit in the sum of approximately \$78,000. Again, we have for the first time invested the retirement funds of the State Highway Patrol which bear a rate of 2½% interest per annum. This interest will add \$2,750.00 to the Retirement Fund the first year. For the first time, we invested 20 million dollars of state monies not immediately needed for operations, in government securities which bear interest at 1.8%. The interest on this investment will amount to \$216,000.00 the first year.

I believe our taxes have reached the ceiling of reasonableness. Therefore, I did not ask the State Board of Equalization to levy the sum of 2 mills, or any part thereof, on property for the support of the General Fund, which the law permits. This saved the taxpayers \$920,000 per year, or a total of \$1,840,000 for the past two years.

It is thus obvious that at the end of the biennium, our budget will be more than balanced and it is now our duty to keep it balanced.

## CIVILIAN DEFENSE AND HOME GUARD

In view of grave world conditions and of the possibility of invasion of this country, it is my belief that the communities of Montana should perfect comprehensive civil defense programs without delay. For the past nine months, I have been working with the Montana Disaster Council and am glad to report that an interim Civil Defense Plan has been prepared and adopted, and submitted to most of the communities of the state. Legislation is necessary to enable the state and the municipalities to take the action necessary to operate civil defense plans, which will contemplate the maximum utilization of state and municipal facilities, officials and employees.

I recommend the passage of a civil defense bill, including an appropriation sufficient to enable the State of Montana to prepare and put into operation an efficient civil defense program. I deem this necessary not only for the protection of the people and resources of this state, but also to enable us to plan assistance to neighboring states where possible attack may require the evacuation of large numbers of their citizens.

If our National Guard is called to duty, it is my opinion that we should have a Home Guard, and I so recommend.

I do not believe we should create any more departments and in the event you agree with me that we should have laws authorizing Civil Defense and a Home Guard, it is my recommendation that you place Civil Defense and a Home Guard under the Adjutant General's department, or abolish that department and create instead a department known as the Defense Department which would include the National Guard, Home Guard, Civilian Defense and Disaster Council, all under the direction of the Adjutant General.

## RE-APPROPRIATIONS

I recommend that you re-appropriate unexpended money on post-war planning as well as buildings and improvements not yet completed.

## BUILDING PROGRAM

The Women's Dormitory, the Recreation building, the Bakery, the Laundry building, the Milking Barn, the Cattle Sheds, the Butcher Shop, the Commissary and the Warehouse have been completed at Montana State Hospital at Warm Springs. We have let contracts for the remodeling of the children's building and the kitchen at this hospital.

We have awarded the contract for the Home for the Aged at Lewistown which will house 157 persons. The Board of Examiners, as directed by the last legislature, selected the site for this home at Lewistown and the people of Lewistown, through voluntary subscription, purchased the site. This site has already been incorporated in the city limits of Lewistown which will give the home, when completed, police, water and fire protection.

We have let a contract for the Veterans'-Pioneer Memorial building located in Helena.

We have let contracts for a 24-unit employee apartment, a kitchen, a complete power plant and steam distribution system, a 90-bed dormitory for permanent employee-personnel, a sewerage disposal plant and a complete new wing for patients at our Tuberculosis Sanitarium at Galen. When these improvements are completed, we will, of course, have more bed space and that will enable our Indian citizens to receive treatment.

The new office building at Helena has been completed.

We have awarded a contract for the construction of a new garage and storage shed, as well as additional facilities for the irrigation system for the farm at our Soldiers' Home at Columbia Falls.

All improvements authorized by the last legislature have been completed, or are in the process of construction except construction under the five-million-dollar bond issue for the units of the Greater University of Montana. This construction has been held up because of a controversy between the Board of Education and the Board of Examiners.

### NEEDED BUILDINGS

Bearing in mind that we should not make unnecessary expenditures at this time, I have investigated the needs for improvements at our state institutions and after such investigation and after keeping such improvements to the minimum, I urge that you appropriate sufficient funds for our state institutions as hereinafter set forth.

In my judgment, and in the judgment of all those who have studied and are familiar with these institutions, the proposed improvements are vitally needed and should not be delayed, because delay in their construction or procurement will cause irreparable injury and hardship to those who are cared for by these institutions.

The cost for these recommended improvements can well be taken out of our General Fund, which will entail no additional tax to our citizens and will, at the same time, in my judgment, leave a sufficient balance in the General Fund to insure the continuance of a balanced budget for our state.

There are approximately 1,900 patients at our State Hospital. The greatest needs for the hospital are another X-ray, a receiving ward of modern, fireproof construction to house 125 patients and a new dormitory building to house 125 patients. These buildings should be of two-story design to eliminate the necessity of removing roofs, extending elevators and so forth when expanded needs demand additional space. These are immediate needs and will cost approximately \$1,597,000.

The State Tubercular Sanitarium at Galen with a daily average attendance of 110 people, is in need of more buildings for employee-personnel, improvements to the grounds and hospital, in an amount of approximately \$500,000.

The School for the Deaf and Blind at Great Falls has an attendance of 91 Montana children whose hearing or vision prevents them from making satisfactory progress in public schools.

A new boiler house, apart from the school building, and additional storage space is needed. This will entail a cost of approximately \$75,000.

The State Vocational School for Girls at Helena has an attendance of 42 girls. The immediate needs of this school are: Replacement of the roofs of the main building and the gymnasium, the construction of a boiler room, construction of a water tower and necessary piping to provide adequate fire protection and water storage for the school. This will entail a cost of approximately \$106,125.00.

The State Orphans' Home at Twin Bridges has 104 children in attendance. The immediate needs of this school are: A sewerage disposal plant, water mains, sidewalks and electrical wiring, all of which will total approximately \$105,258.83.

The State Industrial School has an attendance of 130 boys and is in need of a school building and more dormitory space which will entail an expenditure of approximately \$640,000.

More dormitory space is needed at our Soldiers' Home. Investigation discloses that a new building, costing approximately \$80,000 would go a long way in solving the housing problem at our Soldiers' Home at Columbia Falls.

You realize, and I realize, that the 3,545 people in our state institutions can not be cured or rehabilitated or properly cared for by brick and mortar alone. At the same time, the most skillful doctors, nurses, attendants and teachers are severely handicapped if they must administer to people who are housed in crowded quarters which are inadequately designed, constructed and maintained.

We have been progressing well in taking care of our institutions and I know that you will agree with me that we should continue this progress without hesitation.

### PUBLIC SCHOOLS

We have made notable progress with our public schools and the Equalization Law, passed by the last legislature, contributed substantially to this progress. However, we have not solved our public school problem, which is to make our public schools superior from kindergarten through college and I ask that you give careful consideration to all proposed legislation which will benefit our public school system.

### CONSERVATION EDUCATION

Because Conservation Education is basic to our democratic public school system, I recommend that adequate funds be provided for the stimulation and promotion of this type of education in our public schools and in our higher public educational institutions.

### UNIFORM LAWS

The State Commission on Uniform Laws was created by Chapter 175 of the Session Laws of 1945. The statute provides, in part, that the Commission report to each regular session of the Legislature and make recommendations for legislation and to "Bring about, as far as practicable, the uniform, judicial interpretation of all uniform laws." Unfortunately, the commission has never been provided with funds to defray its expenses or the expenses of individual commissioners in attending meetings of the National Conference. Thus, the commission has operated under a serious handicap in the performance of its intended functions. I, therefore, recommend that you give this commission a sufficient appropriation in order to finance its work on uniformity of the laws because this is a matter which is vital to this state and its citizens.

### SEPARATE DEPARTMENT OF LABOR AND INDUSTRY

In accordance with the referendum approved by the people at the last general election, I recommend and urge that you pass appropriate legislation together with an adequate appropriation in order to establish an efficient Department of Labor and Industry which will be enabled to carry out the responsibilities expected of it by the people.

### SILICOSIS PAYMENTS

In light of the high cost of living, I recommend that you substantially increase silicosis payments.

### PUBLIC WELFARE

We all recognize that it is our duty to adequately care for the needy



aged, the blind and neglected and dependent children so that they may live in decency. It is obvious to everyone of us that the increased living costs have far offset increased payments, and I therefore recommend that you carefully examine the situation affecting these worthy beneficiaries of state assistance and enact appropriate legislation which will substantially increase their monthly allowances. At the present time, their allowances are far from adequate and therefore should be given special attention.

During the past two years, because of increased payments to the aged, Montana has jumped from 23rd to 11th place in the nation, as far as these payments are concerned. However, when the last legislature considered the appropriations for the needy aged, the blind and the neglected children, it evidently did not anticipate 1,359 additional persons who subsequently were placed on the rolls as recipients.

The Welfare Department asked the last Legislature for \$4,433,650 for each year and received \$4,180,480 for each year—a reduction of \$253,170 each year, which, if granted, would have eliminated any deficiency which may exist at the end of this fiscal year and which would also have eliminated any decreases in grants which have been made.

During last winter, when we had severe storms in our northern tier of counties, many Indian children were placed on the rolls as neglected children and it was determined by the Welfare Commission, upon my recommendation, that there would be no discrimination as to payments. Furthermore, because of the high cost of living, and in accordance with the Attorney General's opinion, in which I fully agree, standards were raised for the recipients. However, in order to take care of those qualified to receive assistance and in order to give an amount which would permit them to live in as much decency and comfort as possible, we may have a deficiency. For this deficiency, in the event it occurs, I do not apologize for the simple reason that, as I said, I believe it is our duty to adequately care for the needy aged, blind and dependent children.

#### AID TO THE BLIND

In order to help our needy blind, I recommend that they be allowed up to \$50.00 earned income, exclusive of their needs, under House Bill 6000 United States Congress, and I urge that you pass legislation to this effect.

#### WORKMEN'S COMPENSATION

In light of the high cost of living, I recommend most earnestly that consideration be given to liberalizing the Workmen's Compensation Act.

I also recommend, as a means of employing physically handicapped workers, and especially veterans, that consideration be given to a second injury law.

#### UNEMPLOYMENT COMPENSATION

Because of the present high cost of living, the reconversion to war industries and the high seasonability of our employment, I recommend that our Unemployment Compensation laws be carefully reviewed to the end that they reflect these conditions.

#### VETERANS

Montana is proud of its veterans and dependents and in order to show our appreciation, we want to do everything we can to give them a chance to make a decent living and to establish themselves in their respective



communities. In order to accomplish this, worthy legislation concerning them should always be carefully considered.

In order to help insure the education of children of veterans killed in action or who died of disease in World War II, I recommend that money be reappropriated to give those children free tuition at any of our Montana public educational institutions, as authorized by the law passed during the last legislature. I also ask that this law be amended to give children of veterans killed in action or who died of disease during the Korean conflict, free tuition at any of our public educational institutions, with an adequate appropriation to carry out the intent of the amendment.

I again recommend, that in order to aid veterans, you enact a second injury law, under our Workmen's Compensation Act.

I also recommend that you give serious consideration to appropriations asked for by the Veterans' Welfare Commission.

Dependents of servicemen should be provided with adequate means whereby they can live in comfort and decency. They are entitled to the same standard of living as the dependents of a man who has been deferred for work in an essential war industry or who is permitted to lead a normal life amidst increased wages and salaries, on account of national emergencies or war.

I therefore recommend that you memorialize Congress to pass legislation which will bring about this objective and that such legislation provide that such payments begin immediately when a person enters the military service of his country.

The foregoing constitute matters which I deem essential at this time in order to help the veterans and their dependents, and, undoubtedly, many other worthy measures will be presented to you by the veterans and their dependents for your consideration, and I urge that you give these proposed measures your utmost consideration.

## HIGHWAYS

Our highway situation in Montana is serious. Something must be done by this legislature if we are to save what highways we have and to have an adequate program of highway construction in this state. I think it is obvious to all that the people of Montana want action now on our highway program.

It is the policy of the State Highway Commission, regardless of present conditions, to construct necessary highway projects whenever authorized to do so by the United States. With this policy, I agree because highways are essential to the defense of this nation, and we should, therefore, construct as many projects as possible.

Farm-to-market roads are essential in this state and I recommend that you give these roads your utmost attention with the view of inaugurating a real program of farm-to-market roads in this state.

It should be remembered that in time of disaster, most of our counties do not have the money in order to keep their roads clear of snow. During the winter of 1949, although the United States gave us \$40,000.00, our Highway Commission was forced to expend \$40,000.00 of its own funds in order to keep county and farm-approach roads open. During the winter of 1950, again, even though the United States gave us \$105,000.00, the Highway Commission was forced to spend \$278,000 in order to keep the county and farm-approach roads open. I cite you these figures so that you will be conversant with the fact that the State Highway Commission at times, is beset with problems other than those pertaining to highways under its immediate jurisdiction.

The Highway Commission, in conjunction with the Governor's Interim Highway Committee, states that it is necessary that we obtain a minimum of \$9,000,000 if we are to take advantage of federal funds already available and which may be available in order to have a real highway program.

Our present highway financial condition, as given me by the Highway Commission, is as follows:

	Construction Funds Involved		
	State	Federal	Total
Uncontracted Balance Remaining:			
Under 1944 Federal Aid Highway Act for Fiscal Years 1947, 1948, 1949 ...\$	204,000	\$ 270,856	\$ 474,856
Under 1948 Federal Aid Highway Act for Fiscal Years 1950 and 1951 .....	7,711,000	10,301,170	18,012,170
Under 1950 Federal Aid Highway Act for Fiscal Years 1952 and 1953.....	9,496,000	15,734,378	25,230,378
Total Uncontracted Balance Through June 30, 1953 (Fiscal Year 1953) ....	\$17,411,000	\$26,306,404	\$43,717,404
Estimated Revenue Through June 30, 1953:			
Estimated income from 1-1-51 to 6-30-53 .....	\$29,930,000*		
Less: Estimated expenditures from prior obligations such as maintenance, debt service, administration and other recurrent charges ....	23,719,000		
Estimated current revenue available for construction purposes through 6-30-53 .....		\$ 6,211,000	
Estimated balance in State Highway Fund as of January 1, 1951 .....		2,200,000	
Total State Funds Available to Match Federal Aid Through June 30, 1953 .....			*\$ 8,411,000
Additional State Funds Required:			
State funds required to match Federal Aid .....			\$17,411,000
Less: Estimated funds available .....			*8,411,000
Additional state funds required .....			9,000,000
Approximate amount per year .....			3,600,000

\*Includes \$1,750,000 of temporary revenue from Motor Vehicle Use Tax which expires December 31, 1951.

The status of construction projects at the close of the calendar year 1950 and dating back to January 1, 1949, is as follows:

Number of projects initiated.....	199
Number of contracts.....	191
Number of projects completed.....	258
(these 258 projects completed, include hold-overs from the previous year).	
Total construction amount for all projects, \$24,961,101.10	

During the last year, we have added the Sidney-Circle project and the East Shore-Flathead Lake Project to our Primary System.

It is estimated that tourists spent the sum of \$70,727,327.00 this year in our state, and it is estimated that they will spend approximately \$75,000,000 next year.

All in all, taking everything into consideration, it is evident that highway legislation, in order to provide the adequate funds for continued road

construction is a MUST during this legislature and I am sure that you will pass adequate legislation in order to insure a real highway program for Montana.

There are many ways, as you know, whereby additional revenue may be obtained, but I do not believe that any further tax or license should be placed on private passenger vehicles for the obvious reason that a further tax or license on such vehicles would not be equitable.

I also believe that the present use-tax on passenger vehicles is inequitable and I ask that it be abolished.

### STATE HIGHWAY PATROL

Our State Highway Patrol is a very efficient organization. It is composed of high-calibre men and is a credit to this state. However, the salaries paid these patrolmen are grossly inadequate and I recommend that you seriously consider appropriations which will insure them salaries commensurate with the fine service they render to this state.

### RURAL ELECTRIFICATION AND RURAL TELEPHONES

I believe we should do everything possible to aid rural electrification and rural telephones in Montana with the view of extending them whenever we can to every farmer and rancher in Montana.

### INDIANS

Many problems confronting our Indians in Montana have not been solved. They have not been solved, in my opinion, because there has not been a concerted effort from a state level to present the facts clearly to the Indian Department and to the Congress of the United States, and to continually insist that these problems be solved.

Many persons in this state, including governors and members of congress, and the Indians themselves, have sincerely tried to do everything possible in order to solve our Indian problems. However, in order to give our Indians the consideration they deserve and the help that they deserve in solving their problems, we should authorize some agency of our state government to handle Indian affairs and I recommend that you make such authorization. Indian problems are so numerous that they will require the full time services of a responsible person through the year to take care of them.

### WATER CONSERVATION BOARD

One of the essential programs for Montana, is, of course, reclamation. We must go ahead with this fine program and any adequate financial provisions which will permit the Water Conservation Board to proceed with its projects, merits, in my opinion, your serious consideration.

During the past two years, this board has carried out to completion and initiated projects which will irrigate 25,100 acres of newly irrigated lands in Montana and a water supply for 35,500 acres which will be supplemental.

I know we all believe in small irrigation projects and we hope to continue our program through the Water Conservation Board in this direction, because irrigated lands mean everything to the prosperity of our ranchers and farmers in this state.

### WATERS

Our policy has been and is now, Montana waters for Montana people,

with the safeguarding of all water rights. Pursuant to this policy, I am happy to inform you that in most respects we have been able to maintain this policy. It would appear at this time that this policy is being adhered to as far as the Columbia and Missouri rivers are concerned. The Waterton and Belly rivers present a situation which does not appear beneficial to Montana. It may be that the International Joint Commission will end in a deadlock. Something has to be done if we are to save a share of this water for Montana to which it is entitled. Unless we do get our share of these waters by virtue of a decision of the International Joint Commission, I urge that you memorialize Congress to appropriate sufficient money with which to drive an all-American tunnel to capture these waters before they cross the international boundary, in accordance with Bureau of Reclamation plans.

Pursuant to the authorization of the last legislature and an act of congress, we have entered into a proposed compact with the states of Wyoming and North Dakota concerning the distribution of waters in the Yellowstone river. I urge you to carefully study this proposed compact before giving either approval or disapproval of it.

### GRASSHOPPER CONTROL INVESTIGATION

Responsible authorities have informed me that we should have a special appropriation to be used for range grasshopper control investigations. While adequate methods are now known for killing grasshoppers, it is felt that the cost of such operations must be ascertained before they can be accurately applied over our vast range areas in this state.

Dr. J. H. Pepper, state entomologist, states that in order to accomplish this investigation, we should have an appropriation of \$8,486 for 1951-52, and \$6,736.00 for 1952-53, and I so recommend.

### FISH AND GAME

We must inaugurate a program of immediate restoration and development of fish and game resources to the fullest extent in this state and I especially invite your attention to any legislation which will aid in bringing this about.

### ALCOHOLIC BEVERAGE CONTROL LAWS

The first of the existing statutes of Montana relating to the control of alcoholic beverages was passed at the 1933 session of the legislative assembly in anticipation of repeal of the prohibition amendment. In 1937 sale of liquor by licensed retailers was authorized by the legislature. Amendments and additions to these laws subsequent to their original enactment have made portions of the original statutes obsolete and have caused inconsistencies and conflicts which should not be allowed to continue. I recommend that the present alcoholic beverage control laws be overhauled so that a consistent and understandable body of law relating to that subject will result, but which will retain the intent and purpose of the original enactments. The resulting legislation must be such as will meet with the approval of the people of this state and must be in substantial conformity with public thinking.

### INDUSTRIAL SURVEY

The last legislature created a Montana Resources Development Board, which expired December 31, 1950, but this board was handicapped because of lack of an appropriation. I urge that you create this board with a reasonable appropriation because with our great resources, undoubtedly, we can encourage new additional business to come to this state. At the



present time, there is no uniformity of information or assistance to those who contemplate coming to this state. Other states have made progress in this direction, having agencies which correspond to the Montana Resources Development Board. In my opinion, the recreation of this board with an appropriation is one of the most important matters that face us today if we are to make progress in this state, and I ask that you give it the utmost consideration.

### RUSSELL MEMORIAL COMMISSION

This commission, thus far, has collected a net sum of \$3,791.63 by popular subscription toward placing a statue of Charles M. Russell, Montana's great cowboy artist, in Statuary Hall in Washington, D. C.

It is estimated that it will cost \$45,000 to place this statue of Charles M. Russell in Statuary Hall, in conformity with the act passed by the 1947 legislative assembly of Montana. I recommend that you appropriate additional money to that acquired already by the commission so that a statue of Charles M. Russell may be placed in Statuary Hall. It would be a great honor to Montana and this nation to place a statue of this great cowboy artist among those of other dignitaries of this state and nation.

### ADULT PROBATION AND PAROLE LAW

Our present laws relating to probation, pardons and paroles are antiquated. In order to bring about justice and true rehabilitation, it is necessary that these laws be amended. Uniform sentences are the exception and not the general rule in Montana. In order to bring our parole system up to date, I recommend that you pass a parole law for the State of Montana which is similar to that passed by other states which is bringing about good results.

### HIGHER EDUCATION

A referendum was presented by the 1947 legislative assembly of Montana to the people of this state for the approval or disapproval of a five million dollar bond issue for the purpose of constructing buildings in the various units of the Greater University System.

This referendum was approved by the people at the general election in November 1948. The last legislature passed an act which authorized the State Board of Examiners to issue and sell the bonds.

The Board of Education made a proposed allocation of the funds to the various units of our university system for buildings, as did a majority of the State Board of Examiners. These allocations differed and each board claims the legal right to make the allocation under our Constitution and laws.

There is a question of law as to which board has the authority to make the allocations and because of the controversy between the two boards, no buildings have been constructed and the matter is before the courts.

The five million dollars has been invested, bringing a substantial amount of interest. There are some who claim that this interest should be added to the five million dollars for the construction of the buildings and there are some who claim that this interest should be used to help retire the debt. Thus, again, a question of law is presented.

The present problem concerning the allocations under the bond issue and the interest is, therefore, one for either you or the courts to solve.

Because of the alleged legal over-lapping between the responsibilities



of the Board of Education and the Board of Examiners and the legal controversy as to how the interest should be used, I believe it necessary—not only for the solution of our present higher educational building program, but also for future assurance that similar conflicts will not arise—that you pass appropriate legislation therefor.

Politics, as far as is humanly possible, should be taken out of education. I pledge you my support in this regard, and I ask that in adopting legislation concerning the present building controversy, and in making appropriations for the various units of the Greater University System, that you keep this thought constantly in mind.

### CONCLUSION

It is my belief that we are merely servants of the people in running this government and that every officer and appointee should be above reproach in the conduct of his or her office. In accordance with these beliefs, I assure you of my full cooperation in any investigation you may decide to make.

The people of Montana are expecting much of this legislature and their expectations will end in disappointment unless the executive and legislative branches carry out their respective duties in utmost harmony.

I know that you realize how intensely the people are thinking. It is your duty and my duty to see to it that our actions during this session of the legislature meet the approval of the people of Montana.

As I mentioned to you before, we are meeting at a serious time in the history of our state and nation. Honest men must speak up for the truth, whatever be the costs in private, public or political sacrifice. Our forefathers and those who came after them, in founding and preserving this state and nation, risked their lives and fortunes. Only by such a spirit of courage and willingness to sacrifice, can we preserve the heritage so dear to the hearts of all patriotic Americans.

I sincerely hope that your stay in the Capital City will be pleasant and that by our working together as a team, with the Divine Guidance we seek in all great and important undertakings, we can and will accomplish what the people of the state expect us to accomplish in keeping our governmental and economic house in order.

It was moved by Senator Mahoney, duly seconded and carried, that a thousand copies of the Governor's Message be printed and distributed to the members of the House and members of the Senate, to the Governor's offices and other state offices.

It was moved by Senator Mahoney, duly seconded and carried, that the Joint Assembly now dissolve and that the members of the Senate repair to the Senate Chambers.

House recessed.

House resumed. Mr. Speaker in the Chair.

It was moved by McElwain, duly seconded and carried, that the House adjourn until 1:00 P. M., Wednesday, January 3, 1951.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## THIRD LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 3, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by Chaplain.

On roll call all members were present except Dokken, Omholt and Taylor who were excused.

The Speaker made the following committee appointments:

Committee on Oil and Gas: Skibby, chairman; Higgins, Vice Chairman; Fulton, Crist, Haines (Flathead), Brownfield, Seifert, Mackay, Leuthold, McCarthy, Aronow, Page (Granite), Wilson (Judith Basin), Loble, Rieder.

Committee on Townships and Counties: Phillips, Chairman; Watkins, Vice Chairman; Bradley, Wiedman, Peters, Taylor, Skibby, Rostad, Sagunsky, Beck, Michels, MacDonald, Andersen (Richland), Parker, Cook.

Committee on Agriculture, Dairying and Horticulture: Peters, Chairman; Haines (Flathead), Vice Chairman; Sales, Atkinson, Hanford, Anders, Leuthold, Cowley, Hawks, Holtz, Michels, Nixon, Barrett, Wilson (Judith Basin), Andersen (Richland).

Committee on Highways and Highway Transportation: Pierce, Chairman; Sagunsky, Vice Chairman; Watkins, Harpster, Sykes, Norby, O'Connor, Hawks, Seifert, Cowley, Purdy, Beck, McBride, Parker, Trout, Michels, Lien, Barrett, Loble.

Committee on Military Affairs: Hauge, Chairman; Dokken, Vice Chairman; Schiltz, Hanford, Omholt, Hawks, Sykes, Cowley, Anders, Graybill, Aronow, Babich, Nixon, Valach, Barrett.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Sykes, Omholt, Cowley, Peters, Sales, Sagunsky, McElwain: A bill for an act entitled: "An act requiring all state buildings, county court houses, school buildings to display the state flag."

By Scofield, Esp, Haines (Missoula), Haines (Flathead), Sagunsky, Norby, McElwain, Working, Sykes, Atkinson, Peters and Wiedman: A joint memorial entitled: "A joint memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States; the Honorable Zales N. Ecton, and Honorable James E. Murray, United States senators from Montana; and the Honorable Wesley A. D'Ewart and the Honorable Mike Mansfield, representatives from Montana, relating to the proposed Missouri Valley Authority and Columbia Valley Authority, and for appropriate action to safeguard Montana waters for Montana."

By O'Connor, Scofield, McElwain, Working, Peters and Schiltz: A joint resolution entitled: "A joint resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, the Senate concurring, ratifying proposed amendment to the Constitution of the United States relating to the terms of office of the President of the United States."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the second legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bill No. 1 and House Bill No. 2.

BRADLEY, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the report of the Committee on Mileage and Per Diem be considered read at length and the Journal so show.

Mr. Speaker: We, the Committee on Mileage and Per Diem, beg to submit the following list indicating the number of miles traveled by the following members of the House and the sums due them therefor, for the session of the Thirty-second Legislative Assembly, convening January 1, 1951.

Name—	Miles	Amount
Ammerman .....	254	\$17.78
Anders .....	70	4.90
Andersen .....	1,050	73.50
Anderson .....	196	13.72
Armstrong .....	496	34.72
Aronow .....	440	30.80
Atkinson .....	388	27.16
Babich .....	144	10.08
Barnard .....	748	52.36
Barrett .....	490	34.30
Beck .....	902	63.14
Blewett .....	144	10.08
Blikken .....	858	60.06
Bradley .....	895	62.65
Brenner .....	364	25.48
Brownfield .....	1,070	74.90
Clark .....	462	32.34
Cook .....	252	17.64
Corcoran .....	360	25.20
Cowley .....	710	49.70
Crist .....	478	33.46
Dokken .....	202	14.14
Dwyer .....	144	10.08
Emmons .....	196	13.72
Esp .....	338	23.66
Foley .....	144	10.08
Freshman .....	144	10.08
Fulton .....	1,026	71.82
Gebhardt .....	478	33.46
Goodgame .....	812	56.84
Graybill .....	196	13.72
Haines (Flathead) .....	514	35.98
Haines (Missoula) .....	238	16.66
Hanford .....	294	20.58
Harpster .....	928	64.96
Hauge .....	382	26.74
Hawkes .....	660	46.20
Hess .....	414	28.98

Higgins .....	500	35.00
Holtz .....	220	15.40
Iten .....	332	23.24
Jensen .....	366	25.62
Karlberg .....	138	9.66
Leuthold .....	452	31.64
Lien .....	942	65.94
Loble .....	.....	.....
Lockridge .....	300	21.00
Loughran .....	144	10.08
MacDonald .....	988	69.16
Mackay .....	460	32.20
Magnuson .....	.....	.....
McBride .....	196	13.72
McCarthy .....	144	10.08
McElwain .....	112	7.84
Michels .....	1,060	74.20
Mountain .....	144	10.08
Nixon .....	568	39.76
Norby .....	196	13.72
O'Connor .....	502	35.14
Omholt .....	266	18.62
Page (Granite) .....	220	15.40
Page (Missoula) .....	238	16.66
Parker .....	1,000	70.00
Peters .....	484	33.88
Phillips .....	410	28.70
Pierce .....	478	33.46
Prill .....	478	33.46
Purdy .....	414	28.98
Reed (Mrs. Dallas J.) .....	238	16.66
Rieder .....	56	3.92
Rostad .....	180	12.60
Sagunsky .....	216	15.12
Sales .....	162	11.34
Schiltz .....	478	33.46
Scofield .....	1,000	70.00
Seifert .....	306	21.42
Skibby .....	522	36.54
Smith .....	.....	.....
Sykes .....	501	35.07
Taylor .....	980	68.60
Tripp .....	196	13.72
Trout .....	815	57.05
Valach .....	410	28.70
Van Dyke .....	470	32.90
Watkins .....	628	43.96
Westlake .....	202	14.14
Wiedman .....	388	27.16
Wilson (Treasure) .....	700	49.00
Wilson (Judith Basin) .....	318	22.26
Working .....	204	14.28

SCOFIELD, Chairman.

Report adopted.

#### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the rules be suspended for the purpose of placing House Bills No. 1 and No. 2 on General Orders this day.

It was moved by McElwain, duly seconded and carried, that the Speaker appoint a committee of five members to draw suitable resolutions concerning deceased members. The Speaker accordingly named the following committee: Sykes, Chairman; Blewett, Reed, Beck and Aronow.

It was moved by McElwain, duly seconded and carried, that the mailing list be limited to five copies of bills for each member and that the mailing clerk be so advised.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

McElwain in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration the following, recommend: That House Bills No. 1 and 2 do pass.

McELWAIN, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bills No. 1 and 2, be considered correctly engrossed and placed on Third Reading.

### THIRD READING

House Bill No. 1, having been read three times at length, title and history agreed to, was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 87.

Absent and not voting: Iten, Dokken and Taylor. Total 3.

Noes: None.

House Bill No. 2, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page



(Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 87.

Absent and not voting: Iten, Dokken and Taylor. Total 3.

Noes: None.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, January 4, 1951, at 1:00 P. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FOURTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 4, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present except Taylor and Omholt who were excused.

The following committees were appointed by the Speaker:

Committee on Liquor Control: Corcoran, Chairman; Gebhardt, Vice Chairman; Esp, Higgins, Sales, Fulton, Scofield, Norby, O'Connor, Karlberg, Ammerman, Freshman, Aronow, Page (Granite), Anderson (Cascade).

Committee on Aviation: Brownfield, Chairman; Hanford, Vice Chairman; Gebhardt, Omholt, Page (Missoula), Purdy, Blewett, Haines (Flathead), Taylor, Loble, Hess, Trout, Valach, Holtz, Lien.

Committee on Ways and Means: O'Connor, Chairman; Sales, Vice Chairman; Hauge, Corcoran, Purdy, Esp, Fulton, Reed, Scofield, Beck, Emmons, Freshman, Page (Granite), Parker, Lien.

Committee on Labor: Rostad, Chairman; Pierce, Vice Chairman; Leuthold, Fulton, Sagunsky, Sales, Hawks, Iten, Haines (Flathead), Van Dyke, Jensen, McBride, Mountain, Goodgame, Karlberg.

Committee on Mines and Mining: Blewett, Chairman; Smith, Vice Chairman; Anders, Atkinson, Working, Brenner, Watkins, McElwain, Iten, Magnuson, Clark, Jensen, Page (Granite), Loughran, Valach.

Committee on Social Security: Sales, Chairman; Haines (Missoula), Vice Chairman; Skibby, Pierce, Watkins, Seifert, Bradley, Iten, Higgins, Goodgame, Emmons, Valach, Tripp, Magnuson, Foley.

Committee on Education: Working, Chairman; Atkinson, Vice Chairman; Mackay, Dokken, Reed, Prill, Sykes, Harpster, Rostad, Lien, Holtz, Lockridge, Andersen (Richland), Rieder, Foley.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Third Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Loble, McElwain, Emmons and Norby: A bill for an act entitled: "An act to amend that portion of the Workmen's Compensation Act contained in Chapter 7 of Volume 6 of the Revised Codes of Montana of 1947 by adding thereto a new section to be known as Section 92-709A: Encouraging the employment of disabled veterans and other disabled persons; providing for payment of workmen's compensation for a second injury; creating a second injury fund in the Industrial Accident Board through payments from employers, insurers, and the Industrial Accident Fund; appropriating ten thousand and no/100 (\$10,000.00) dollars from the Industrial Accident Fund for the purposes of this act and providing for the repayment thereof."

By Haines (Flathead), Sales, Sykes, Atkinson and Brownfield: A bill for an act entitled: "An act providing for certification of state certified seeds or plant parts intended for propagation or sale; to authorize certification of such seeds or plant parts through Montana State College, hereafter referred to as the college, or its designated agents; to regulate the relations of said college to its certifying agents and its financial responsibility for certification work done by its agents; to provide such certification shall be on a self-supporting basis; to provide for the manner and form of certification; and to provide penalties for violations of the act."

By Nixon, Loble, McElwain, Aronow, Van Dyke and O'Connor: A bill for an act entitled: "An act to amend section 84-4907 of the Revised Codes of Montana, 1947, as amended by Chapter 63, Laws of 1949, by exempting from payment of income taxes certain benefits, compensation and allowances paid by the Veterans' Administration of the United States government to veterans of military service, and certain payments of the United States government to persons on active military service; repealing all acts and parts of acts in conflict herewith."

By Jensen and Tripp: A bill for an act entitled: "An act to amend Sections 94-7817 and 94-7818, Revised Codes of Montana, 1947, relating to discharge of pauper prisoners and other cases."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, do hereby recommend that the following be employed:

## PAGES

Vernon B. Charlton  
Jim W. Winters

George L. Orr  
Charles E. Knox

Charles H. Hickman

## PRINTING CLERK

John Oliver

## ASSISTANT PRINTING CLERK

Harry Upshaw

## MAILING AND FILING CLERK

M. O. Woolley

## SUPPLY CLERK

William O. Gregory

## CLERKS

Walter L. Caddell

Edward A. Maguire

Harry Lindberg

## TYPISTS

Patricia A. Snyder

Kathleen Hager

## PROOF READERS

Irvin A. Haswell

James G. Chilton

## ELEVATOR OPERATOR

Ann M. Cross

## HEAD JANITOR

P. C. Maxwell

## ASSISTANT JANITORS

Frank Clinton

Geo. Ducich

Fred A. Clements

## DOORKEEPERS

Buck Anderson

Warren E. Corcoran

John H. McAfee

## WATCHMEN

Vernon E. Clinch

Daniel V. Sullivan

Ingval R. Young

Change from Mailing Clerk to Clerk — Victor J. Kieley.

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Employment, do hereby recommend that the following be employed:

## LAW CLERK

Dola N. Wilson, Jr.

## ASSISTANT LAW CLERK

Joseph Wilson

## STENOGRAPHERS

Louise Blanchette

Wilma Burke

Judy F. Andrew

Betty E. Jakovac

Mary D. Burt

Lucille B. Luke

Mrs. Amity Kalenze

Jacque Hermanson

Lois A. Poepping

Helen E. Lower

### TYPISTS

Marion T. Goodman  
Bernice E. Trout

Lucy Barnard  
Katherine D. Chilton  
Marian J. Anderson

### CLERKS

Madge T. Reiland

Frank Clark  
Kenneth J. Sheehan

### PROOFREADERS

Grace Hall  
O. W. McBride  
Helen P. Harris  
Arie W. DeGroot  
Beth M. O'Brien  
Roger S. Murray  
Isak Hellebust  
Rose C. Bresnahan  
Nell M. Zion

Mamie Reinig  
Charlotte E. Lane  
Virginia E. Bogie  
Mrs. Harold Milat  
Ella H. Blikken  
Mike P. Kelly  
Eva B. Gustine  
Anne H. Woods  
Hazel W. Janes

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 3, respectfully report as follows: That House Bill No. 3 do pass.

WIEDMAN, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House: House Bill No. 2—Committee on Employment.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House: House Bill No. 1—Appropriations Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

It was moved by McElwain, duly seconded and carried, that the messages from the Senate be considered read at length and the Journal so show.

### INTRODUCTION OF BILLS

The following Joint Resolution was introduced, read first and second time, and referred to the Committee on Judiciary:

House Joint Resolution No. 1, introduced by O'Connor, Scofield, McElwain, Working, Peters and Schiltz: A Joint Resolution of the House of

Representatives of the Thirty-second Legislative Assembly of the State of Montana, the Senate concurring, ratifying proposed amendment to the Constitution of the United States relating to the terms of office of the President of the United States.

Recessed until 1:30 P. M.

#### AFTERNOON SESSION

Resumed. Mr. Speaker in the Chair.

The following committee was appointed by the Speaker:

Committee on Affairs of Cities: Norby, Chairman; Iten, Vice Chairman; Prill, Harpster, Cowley, Dokken, Smith, Phillips, Wiedman, Foley, Van Dyke, Tripp, Page (Granite), McBride, Karlberg.

#### MESSAGES FROM THE GOVERNOR

January 3, 1951.

The Speaker of the House of Representatives,  
House Chambers,  
State Capitol,  
Helena, Montana.

Dear Mr. Speaker:

In order to aid veterans and their dependents, I earnestly recommend to the Legislature that legislation be enacted which will exempt servicemen and women from paying state income tax on monies received from the government on account of such service. This legislation should also exempt payment of income tax on any monies received by the dependents or beneficiaries on account of such service. This exemption should at least apply beginning January 1, 1950.

JOHN W. BONNER,  
Governor.

January 3, 1951.

The Speaker of the House of Representatives,  
House Chambers,  
State Capitol,  
Helena, Montana.

Dear Mr. Speaker:

One of our vital state institutions is the Montana State Training School at Boulder. This school is outstanding and has been making real progress under the direction of its able superintendent, Dr. Arthur E. Westwell.

Five hundred fifty-five (555) persons are crowded into space at this school which, according to Montana law, should house only 380.

A careful investigation discloses that the school's greatest need is for a hospital-infirmary building, with bed space for thirty boys and thirty girls with its own surgery, dental clinic, observation and dining rooms. This school also needs another dormitory as well as a steam distribution and power plant. The total cost of the hospital, dormitory and steam distribution and power plant will be approximately \$975,000.

The proposed improvements I have herein enumerated are the very minimum which are required in order that those attending this school are



adequately cared for. The costs of these improvements could well be taken out of the General Fund in line with my recommendation heretofore made as to improvements at other institutions without reducing the General Fund to an unreasonable amount.

JOHN W. BONNER,  
Governor.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 1 and 2.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 1, introduced by Committee on Appropriations, and find the same to be correct.

WORKING, Vice Chairman.

I have examined House Bill No. 2, introduced by Employment Committee, and find the same to be correct.

GEBHARDT, Chairman.

The Speaker signed the following measures in open session: House Bills Nos. 1 and 2.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, January 5, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FIFTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 5, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by Chaplain.

On roll call, all members present except the following who were excused: Barnard, Barrett, Crist, Nixon, Omholt, Peters, Prill, Purdy, Skibby, Taylor and Westlake.

The following committees were named by the Speaker:

Committee on Livestock and Public Ranges: Scofield, Chairman; Wilson (Treasure), Vice Chairman; Hawks, Phillips, Brenner, Fulton, Brownfield, Watkins, Skibby, Atkinson, Mackay, Nixon, Clark, Westlake, Lockridge, Rieder, Magnuson, Barnard, Blikken.

Committee on Constitutional Amendments and Federal Relations: Page (Missoula), Chairman; Schiltz, Vice Chairman; Higgins, Atkinson, Omholt, Purdy, Blewett, Bradley, Phillips, Westlake, Nixon, McBride, Hess, Van Dyke, Loughran.

Committee on Fish and Game: Bradley, Chairman; Brenner, Vice Chairman; Wilson (Treasure), Seifert, Omholt, Sykes, Wiedman, Mackay, Hauge, Hanford, Peters, Barrett, Clark, Lockridge, Van Dyke, Rieder, Ammerman, Magnuson, Barnard.

Committee on Irrigation and Water Conservation: Seifert, Chairman; Corcoran, Vice Chairman; Atkinson, Wilson (Treasure), Harpster, Peters, Higgins, Anders, Iten, Cowley, Westlake, Loble, Andersen (Richland), Barnard, Michels, MacDonald, Blikken.

Committee on Public Utilities and State Commissions: Hawks, Chairman; Page (Missoula), Vice Chairman; Purdy, Blewett, Corcoran, Esp, Norby, Crist, Wiedman, Cook, Karlberg, Blikken, Aronow, Clark, Westlake.

Committee on State Lands, Forests and Parks: Esp, Chairman; Fulton, Vice Chairman; Brenner, Phillips, Peters, Scofield, Brownfield, Rostad, Skibby, MacDonald, Wilson (Judith Basin), Goodgame, Andersen (Richland), Barnard, Beck.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fourth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 1 and 2, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:05 o'clock P. M., delivered to the Governor for his approval.

PRILL, Chairman.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Judiciary: A bill for an act entitled: "An act to amend Section 93-303, Revised Codes of Montana, 1947, relating to salaries of district judges and providing for an increase in such salaries."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, recommend that the following be employed:

### BILL CLERK

Esther P. Magnuson

### ASSISTANT ENGROSSING CLERK

Roberta E. Choate

### READING CLERK

Robert E. Richeson

### ASSISTANT BILL CLERK

Dorothy M. Cramer

### STENOGRAPHERS

Sylvia C. Baker

Jean M. Stack  
Genevieve Dineen

## TYPISTS

Marilyn Campbell

Maxey J. Stiles

We further recommend that the names of Bernice Mitchell and Frank Clark be taken from the payroll, as they have resigned.

GEBHARDT, Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

House Bill No. 4, introduced by Loble, McElwain, Emmons and Norby. A bill for an act entitled: "An act to amend that portion of the Workmen's Compensation Act contained in Chapter 7 of Volume 6 of the Revised Codes of Montana of 1947 by adding thereto a new section to be known as Section 92-709A; encouraging the employment of disabled veterans and other disabled persons; providing for payment of workmen's compensation for a second injury; creating a second injury fund in the Industrial Accident Board through payments from employers, insurers, and the Industrial Accident Fund; appropriating ten thousand and no/100 (\$10,000.00) dollars from the Industrial Accident Fund for the purposes of this act and providing for the repayment thereof." Referred to Committee on Workmen's Compensation.

House Bill No. 5, introduced by Jensen and Tripp. A bill for an act entitled: "An act to amend Sections 94-7817 and 94-7818, Revised Codes of Montana, 1947, relating to discharge of pauper prisoners and other cases." Referred to Committee on Judiciary.

House Bill No. 6, introduced by Nixon, Loble, McElwain, Aronow, Van Dyke and O'Connor. A bill for an act entitled: "An act to amend Section 84-4907 of the Revised Codes of Montana, 1947, as amended by Chapter 63, Laws of 1949, by exempting from payment of income taxes certain benefits, compensation and allowances paid by the veterans' administration of the United States government to veterans of military service, and certain payments of the United States government to persons on active military service; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Military Affairs.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:00 P. M.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

## MESSAGES FROM THE GOVERNOR

January 5, 1951.

Speaker, House of Representatives.

Dear Mr. Speaker:

I have, this date, approved House Bill No. 1.

JOHN W. BONNER,  
Governor.

January 5, 1951.

Speaker, House of Representatives.

Dear Mr. Speaker:

I have, this date, approved House Bill No. 2.

JOHN W. BONNER,  
Governor.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Monday, January 8, 1951, at 1:00 P. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### EIGHTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 8, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except Wiedman, who was excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

The following committees were named by the Speaker.

Committee on Entertainment: Schiltz, Chairman; Smith, Vice Chairman; Gebhardt, McCarthy, Beck.

Committee on Conservation and Development: Sykes, Chairman; Prill, Vice Chairman; Watkins, Leuthold, Wilson (Treasure), Skibby, Smith, Omholt, Reed, McCarthy, Cook, Lockridge, Mountain, Holtz, Wilson (Judith Basin).

Committee on Banking and Insurance: Haines (Flathead), Chairman; Crist, Vice Chairman; Bradley, Dokken, Hanford, Norby, Esp, Smith, Reed, Trout, Anderson (Cascade), Babich, Emmons, Freshman, Ammerman.

Committee on State Boards and Institutions: Wilson (Treasure), Chairman; Leuthold, Vice Chairman; Working, Pierce, Haines (Missoula), Gebhardt, Harpster, Higgins, Scofield, Babich, Hess, Anderson (Cascade), Goodgame, Blikken, Valach.

Committee on Workmen's Compensation: Brenner, Chairman; Haines (Missoula), Vice Chairman; Pierce, Haines (Flathead), Taylor, Scofield, Corcoran, Sagunsky, Blewett, Emmons, Van Dyke, Valach, Clark, Dwyer, Lockridge.

Committee on Privileges and Elections: Harpster, Chairman; Brownfield, Vice Chairman; Page (Missoula), Wiedman, Brenner, Schiltz, Sales, Iten, Higgins, Graybill, Freshman, Jensen, Barrett, Ammerman, Tripp.

Committee on Public Health, Morals and Safety: Reed, Chairman; Dokken, Vice Chairman; Phillips, Crist, Brownfield, Higgins, Taylor, Prill,

Mackay, Freshman, Anderson (Cascade), Lien, Mountain, Graybill, Parker.

Committee on Railroads and Railroad Transportation: Gebhardt, Chairman; O'Connor, Vice Chairman; Page (Missoula), Brownfield, Wilson (Treasure), Haines (Flathead), Wiedman, Sagunsky, Hanford, Babich, Lockridge, Trout, Tripp, Jensen, Hess.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-909 of the Revised Codes of Montana of 1947 relating to political party nominations."

By McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-802 of the Revised Codes of Montana of 1947 relating to certificates of nomination and what they are to contain."

By McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-910 of the Revised Codes of Montana of 1947 relating to petitions for nomination and the filing thereof."

By McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-804 of the Revised Codes of Montana of 1947 relating to certificates of nominations otherwise made."

By McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-801 of the Revised Codes of Montana of 1947 relating to the definition of conventions or primary meetings."

By O'Connor, Mackay, Scofield, Esp, Page (Missoula), Gebhardt, Brownfield and Sagunsky: A bill for an act entitled: "An act to repeal Chapter 208, Laws of the 31st Legislative Assembly of the State of Montana, 1949, relating to use tax on motor vehicles."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 3, beg leave to report that the same has this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

### MESSAGE FROM THE GOVERNOR

January 8, 1951.

Speaker of the House of Representatives,  
House Chambers,  
State Capitol,  
Helena, Montana.

In accordance with Section 94-9813, Revised Codes of Montana, 1947, I submit, herewith, a complete list of commutations of sentence and pardons granted by the State Pardon Board since the last previous report was submitted to the State Legislature.

JOHN W. BONNER,  
Governor.

It was moved by McElwain, duly seconded and carried, that the message from the Governor be considered read at length and the Journal so show.



REPORT OF PARDONS AND COMMUTATIONS OF SENTENCE  
1949 and 1950

## PARDONS

Governor Ford

ALBER, EUGENE O.—Cascade county; second degree assault; sentenced April 24, 1948 for term of five (5) years. This man passed a Civil Service examination and was appointed classified substitute clerk at Great Falls post office. Pardon of his (suspended) sentence was asked in order that it would not reflect upon nor hamper his record, his ability to hold a job and his advancement. Executive clemency recommended by Honorable C. F. Holt. Pardon Board approved Governor's action January 13, 1949.

REBISH, HENRY.—Beaverhead county; reckless driving; sentenced April 14, 1949 for term of six (6) months in Beaverhead county jail, three (3) months of which were suspended; clemency and pardon requested in order that this young man could be released to help his father on his ranch and because full execution of sentence would serve no good purpose; prisoner had served sixty (60) days and was without funds to pay \$100 fine. Pardon Board approved Governor's action August 2, 1949.

## COMMUTATIONS

Governor Ford

FARR, FRANK J.—Powell county; first degree murder; sentenced to life imprisonment, August 28, 1939. No evidence available to show that this was a "cold-blooded, premeditated killing." During trial, Farr's attorney recommended that his client plead guilty to first degree murder on the theory that this was the easiest way out. The man's institutional record was exemplary and no good purpose would be served by further confinement.

EVANS, ALOYSIUS.—Pondera county; first degree murder, sentenced to life imprisonment, November 9, 1936. This man was an Indian who had served twelve (12) years and would have been eligible for parole at the end of thirteen (13) years nine (9) months. Honorable R. M. Hattersley recommends clemency. The man is a model prisoner and was in immediate danger of losing his eyesight unless a delicate operation was performed forthwith. Pardon Board approved Governor's action January 13, 1949.

EDWARDS, CLEARANCE WILLIAM.—Gallatin county; second degree murder; sentenced December 12, 1940, to term of thirty (30) years. Commutation of sentence to eight (8) years requested on basis of prisoner's age (60) and for the reason that he was a skilled carpenter and bricklayer and, if permitted to continue his trade, would be able to become established before he was too old. Institutional record good. Pardon Board approved Governor's action January 18, 1949.

## PARDONS

Governor Bonner

ALLISON, JAMES A.—Rosebud county; involuntary manslaughter; sentenced June 5, 1946; one (1) year; prisoner was granted several respites by district judge because of his poor physical condition; imprisoned December 5, 1948. Governor requested pardon on basis that at least three doctors, who consulted with other doctors, stated that prisoner's health was poor and that he must undergo surgery at once. Pardon Board approved Governor's action September 7, 1949.

SHUPE, WILLIAM.—Hill county; uttering fraudulent check; sentenced March 17, 1949 to term of three (3) years. Governor asked conditional pardon on basis that tavern owner had been repaid full amount before

prisoner's trial. Prisoner was combat veteran of the Pacific theater where he was awarded Silver Star for heroism above and beyond the call of duty. Prisoner had no prior convictions and led model life during his confinement. His wife was forced to work to support the couple's minor child. Pardon asked because prisoner should rightly have been sent to county jail.

GILBERT, CALVIN C.—Hill county; uttering fraudulent check; sentenced March 17, 1949 to term of six (6) years. Governor asked commutation of sentence to three (3) years and conditional pardon of the three-year sentence. Prisoner was a veteran of the 82nd Airborne (Paratroop) Division, had participated in four major European battles, had received a serious head wound and arm and shoulder wounds and was extensively decorated for heroism. The tavern owner had been repaid prior to the prisoner's trial. Prisoner's conduct was exemplary. This man should have been given the benefit of the doubt and should have been sent to county jail rather than prison. Pardon Board approved Governor's action.

NEWBERGER, ANTHONY.—Stillwater county; first degree burglary; sentenced September 25, 1931 for term of two (2) years. Governor asked absolute pardon because prisoner had served his full term and was discharged and released in February, 1933, his citizenship being restored by the Honorable F. H. Cooney, then Governor. Ever since his discharge from prison, this man lived and is living an honorable life and is a valued citizen of this state. Pardon Board approved Governor's action.

## REPORT OF PARDONS AND COMMUTATIONS OF SENTENCE

Governor Bonner

### COMMUTATIONS

SHARP, JOHN E.—Fergus county; rape; sentenced March 31, 1949 to term of 2½ years. Governor requested commutation of sentence to one (1) year on basis that prisoner had been going with the girl for some time and they planned to be married in event prisoner was released. There was no violence connected with the alleged crime and it appeared the girl acquiesced. Prisoner's institutional record was good. Board of Pardons approved Governor's action September 9, 1949.

WHITE, WALTER S.—Lewis and Clark county; first degree murder; sentenced November 29, 1937 to life imprisonment. Commutation of sentence to twenty-three (23) years asked on basis that prisoner was a 60% disabled veteran in exceedingly poor physical condition and his release would enable him to enter Veterans' Hospital where he could receive special care and proper attention. The man was a model prisoner. Pardon Board approved Governor's action September 9, 1949.

COWDREY, ROBERT A.—Petroleum county; embezzlement; sentenced November 12, 1948 to term of 2½ years. Commutation of sentence to 1½ years was asked on basis that this man was native Montanan with four years honorable service in the Merchant Marines with no prior convictions. His family was without funds and were forced to live with wife's family. County attorney and mayor favored executive clemency. Prisoner's conduct was exemplary and further imprisonment would serve no good purpose. Pardon Board approved Governor's action October 13, 1949.

BUCKLEY, JOHN R.—Deer Lodge county; uttering worthless check; sentenced February 7, 1949 to term of three (3) years. Commutation of sentence to one (1) year three (3) months asked on basis that prisoner was Merchant Marine veteran of World War II during which service he sustained back injury. Release would permit his entering Marine Hospital, San Francisco where he could obtain proper and adequate care and treatment, with understanding that prisoner would not return to Montana for at least three years. Pardon Board approved Governor's action October 7, 1949.

**STALLINGS, CALVERT.**—Gallatin county; first degree murder, sentenced October 21, 1941 to term of life imprisonment. Commutation of sentence to fourteen (14) years asked on basis that prisoner had served eight (8) years of his term and was, at all times, model prisoner. He was intoxicated at time crime was committed. He had a position waiting for him in state of Utah. No purpose would be served by his further confinement as he had paid his debt to society. Pardon Board approved Governor's action October 13, 1949.

**MARSHALL, AXEL J.**—Lewis and Clark county; common drunkenness; sentenced April 7, 1950 to serve six (6) months in Lewis and Clark county jail. Commutation asked for reduction of sentence to three (3) months on basis that prisoner already had served sixty (60) days, that the man was a "psycho" as well as an alcoholic whose health and welfare would best be served by his immediate release. If he were required to serve full term he might have to be placed in a mental hospital because of his depression. Pardon Board approved Governor's action.

**COLE, MARION ELIZABETH.**—Silver Bow county; second degree murder; sentenced April 1, 1948 for term of ten (10) years; began serving term April 2, 1948. Governor requested sentence be commuted to five (5) years on basis that prisoner was 52 years of age and in poor health. Continued confinement would have had a serious effect upon her.

**RHOADS, JOE H.**—Yellowstone county; murder; sentenced May 10, 1941 to life imprisonment; began serving sentence May 26, 1941. Governor asked that sentence be commuted to eighteen (18) years on basis that prisoner had already served nine (9) years four (4) months of his sentence as a model prisoner and reliable trusty. Prisoner was in serious need of a delicate operation and had a job when he was sufficiently recovered from his operation. Board approved Governor's action.

**BURWELL, ADA.**—Phillips county; first degree murder; sentenced to term of life imprisonment, September 28, 1937. Governor asked commutation of sentence to twenty-five (25) years on basis that prisoner was eligible for parole in August, 1951, that prisoner was now sixty-nine (69) years of age and in poor health, and that further confinement might result in her death. The ends of justice would best be served by her release. Pardon Board approved Governor's action.

**WESTON, WALTER.**—Yellowstone county; robbery; sentenced to term of fifty (50) years June 28, 1941. Governor asked that sentence be commuted to seventeen (17) years on basis that prisoner had served nine (9) years of his sentence with exemplary conduct, had fully learned his lesson and should be given an opportunity, at the age of 30 years, to start life anew. Pardon Board approved Governor's action.

**HANSON, LOWELL.**—Valley county; grand larceny; sentenced February 28, 1949 to term of fifteen (15) months; escaped and was sentenced to an additional eighteen (18) months; served first sentence and was discharged on first sentence and had been serving the escape sentence since February 13, 1950. Governor asked that sentence be commuted to fifteen (15) months on basis that judge and warden were unopposed to prisoner's release, that his conduct was such that prisoner would readily rehabilitate himself, and that commutation of sentence made him eligible for parole and release. Pardon Board approved Governor's action.

**ELMS, WILLIAM.**—Gallatin county; robbery; sentenced July 29, 1948; eight (8) years. Governor requested sentence be commuted to four (4) years three (3) months on basis that prisoner had served two (2) years two (2) months, had no prior convictions, was a transient passing through Montana at the time he was involved in this trouble and would return to his home in California where a job was waiting for him. Pardon Board approved Governor's action.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that by unanimous consent of the House, the Speaker be authorized to increase the membership of the following committees as indicated:

Committee on Livestock and Public Ranges from nineteen (19) to twenty-one (21).

Committee on Highways and Highway Transportation from nineteen (19) to twenty-one (21).

Committee on State Boards and Institutions from fifteen (15) to seventeen (17).

Committee on Agriculture, Dairying and Horticulture from fifteen (15) to seventeen (17).

Committee on Affairs of Cities from fifteen (15) to seventeen (17).

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

House Joint Memorial No. 1, introduced by Scofield, Esp, Haines (Missoula), Haines (Flathead), Sagunsky, Norby, McElwain, Working, Sykes, Atkinson, Peters and Wiedman. A House Joint Memorial entitled: "A joint memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States; the Honorable Zales N. Ecton, and Honorable James E. Murray, United States senators from Montana; and the Honorable Wesley A. D'Ewart, and the Honorable Mike Mansfield, representatives from Montana, relating to the proposed Missouri Valley Authority and Columbia Valley Authority, and for appropriate action to safeguard Montana waters for Montana." Referred to Committee on Irrigation and Water Conservation.

House Bill No. 7, introduced by Committee on Judiciary. A bill for an act entitled: "An act to amend Section 93-303, Revised Codes of Montana, 1947, relating to salaries of district judges and providing for an increase in such salaries." Referred to Committee on Judiciary.

The Speaker named additional members to the following committees:

Committee on Livestock and Public Ranges: Esp and MacDonald.

Committee on Highways and Highway Transportation: Leuthold and Loughran.

Committee on State Boards and Institutions: O'Connor and Mountain.

Committee on Agriculture, Dairying and Horticulture: Purdy and Cook.

Committee on Affairs of Cities: Working and McCarthy.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Tuesday, January 9, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.



## NINTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 9, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except Wiedman, who was excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Eighth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Loble, Anderson (Cascade), Holtz, Cook and Graybill. A bill for an act entitled: "An act to appropriate money for the purpose of providing for a statue of the late Charles Marion Russell to be placed in the National Statuary Hall in the National Capitol Building in Washington, D. C."

By Schiltz, Loble and Dwyer. A bill for an act entitled: "An act providing the method of extending the period of the corporate existence of foreign corporations or joint stock companies in the State of Montana."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 7, respectfully report as follows: That House Bill No. 7 do pass.

SCHILTZ, Vice Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees:

House Bill No. 8, introduced by McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-801 of the Revised Codes of Montana of 1947 relating to the definition of conventions or primary meetings." Referred to Committee on Privileges and Elections.

House Bill No. 9, introduced by McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-802 of the Revised Codes of Montana of 1947 relating to certificates of nomination and what they are to contain." Referred to Committee on Privileges and Elections.

House Bill No. 10, introduced by McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 23-910 of the Revised Codes of Montana of 1947 relating to petitions for nomination and the filing thereof." Referred to Committee on Privileges and Elections.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House



resolve itself into a Committee of the Whole for consideration of General Orders.

Harpster of Dawson in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 3, recommend that the same do pass.

HARPSTER, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Sykes. A bill for an act entitled: "An act to amend Section 91-127 of the Revised Codes of Montana of 1947 relating to the revocation of a will by subsequent marriage by testator and relating to revocation of a will by subsequent divorce as to the divorced spouse."

By Smith and Atkinson. A bill for an act entitled: "An act relating to courses in applied music for students in the elementary and secondary public schools; providing for school credits for private instruction outside of school hours by qualified teachers to whom certificates in applied music have been issued by the State Board of Education under the provisions of Subdivision 10 of Section 75-2504, Revised Codes of Montana, 1947; defining the term "applied music" as used in this section; placing the responsibility of outlining the proper courses of study, determination of the allowance of credits to students, and the entire supervision of the applied music field of the public schools in the State Board of Education acting through the State Department of Public Instruction."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 6, respectfully report as follows: That House Bill No. 6 do pass.

HAUGE, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, January 10, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### TENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 10, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present, except the following who were excused: Barnard, Brenner, Crist, Dwyer, Haines (Missoula), Hawks, MacDonald, Mackay, Nixon, Norby.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Ninth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Judiciary: A bill for an act entitled: "An act to amend Section 91-2702 of the Revised Codes of Montana of 1947, relating to giving of notice to creditors of deceased persons."

By Foley and Dwyer: A bill for an act entitled: "An act to prohibit the giving, promising or offering or the causing to be given, promised, or offered to any participant or to any person expecting to participate in any professional or amateur sport, contest, baseball, football, hockey, basketball, boxing, tennis or polo game, or to any employee, steward, trainer, judge, starter, policeman, manager or coach, any valuable thing with intent to influence the losing or limiting the margin of victory of any such professional or amateur game, sport, or contest, or the soliciting or acceptance of any valuable thing therefor; providing a penalty therefor; and repealing all acts and parts of acts in conflict herewith."

By Page (Missoula): A bill for an act entitled: "A memorial to the Congress of the United States of America, to the Honorable United States Senators Zales N. Ecton and James E. Murray and to the Honorable Representatives in Congress Wesley A. D'Ewart and Mike Mansfield, requesting that the 82nd Congress introduce and pass an act enabling those who are called to the armed forces or volunteer for duty with the services and are serving in the armed forces to have the payments on their homes deferred until they are discharged from the armed forces or released from active duty with the United States government; that the United States government pay all interest accruing from the time the serviceman enters the service until the time of discharge from service; and that after discharge from the armed forces or release from active duty, the serviceman resume payments and interest thereafter accruing."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 3.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Employment, do hereby recommend that the following be employed:

### STENOGRAPHERS

Elvira Warren  
Juanita H. Fontana  
Mabel Belgard  
Frae J. Kuhl  
Dorothy J. McCreanor  
Sara Ellen Reid  
Velma Lee Shelley

Marie E. Barker  
Adelma C. Wersland  
Bertha Ottis  
Mary Lou Padbury  
Lucille J. Rush  
Karen Knight  
Inez L. Scow

Albert Ray Davenport

## TYPIST

Roselle Forde

## CLERK

Pearl E. Johnson

## PROOF READERS

Margaret F. Ramey

Kate Rockefeller

Clarence Adami

We further recommend that the classification of Joe Thiele and Madge T. Reiland be changed from clerk to stenographer; that Jacque Hermonson be changed from stenographer to typist; that Irvin A. Haswell and Arie W. DeGroot be changed from proof reader to clerk, and that Beth O'Brien be changed from proof reader to stenographer.

We further recommend that the names of Lucille B. Luke, Dorris V. Morris and Patricia A. Snyder be taken off the payroll as they are now working in the Senate.

GEBHARDT, Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees, all appropriation measures having been read at length:

House Bill No. 11, introduced by Loble, Anderson (Cascade), Holtz, Cook and Graybill. A bill for an act entitled: "An act to appropriate money for the purpose of providing for a statue of the late Charles Marion Russell to be placed in the National Statuary Hall in the National Capitol Building in Washington, D. C." Referred to the Committee on Appropriations.

House Bill No. 12, introduced by Schiltz, Loble and Dwyer. A bill for an act entitled: "An act providing the method of extending the period of the corporate existence of foreign corporations or joint stock companies in the State of Montana." Referred to the Committee on Judiciary.

House Bill No. 13, introduced by O'Connor, Mackay, Scofield, Esp, Page (Missoula), Gebhardt, Brownfield, Sagunsky and Corcoran. A bill for an act entitled: "An act to repeal Chapter 208 of the Session Laws of 1949 of the State of Montana, providing for a tax on trucks, trailers, semi-trailers, and automobiles operating upon the highways of the State of Montana; providing for the collection of such a tax, the disposal of the funds and other matters." Referred to the Committee on Ways and Means.

House Bill No. 14, introduced by Sykes. A bill for an act entitled: "An act to amend Section 91-127 of the Revised Codes of Montana of 1947 relating to the revocation of a will by subsequent divorce as to the divorced spouse." Referred to the Committee on Judiciary.

## THIRD READING

House Bill No. 3, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley,

Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barnard, Brenner, Crist, Dwyer, Haines (Missoula), Hawks, Hess, Lien, MacDonald, Mackay, Nixon, Norby, Rostad, Sagunsky, Westlake. Total 15.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:15 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

#### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Smith, O'Connor and Seifert. A bill for an act entitled: "An act to amend Section 2295.8 of the Revised Codes of Montana, 1935 (now Section 84-4910, Revised Codes of 1947) as amended by Chapter 207 of the Laws of the Thirty-first Legislative Assembly of the State of Montana (1949) relating to income tax deductions."

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, January 11, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### ELEVENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 11, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Tenth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 7, beg leave to report that the same has this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

## COMMUNICATIONS AND PETITIONS

To the Honorable, the House of Representatives  
of the 32nd Legislative Assembly of the State of Montana:

We, the undersigned, the Board of County Commissioners of the County of Sanders, State of Montana, recognizing the urgent need for additional electrical energy, the preservation of our water resources and their importance to the nation, respectively request and petition that your Honorable Assembly enact a law substantially as follows, to-wit:

"The waters of the Clark Fork River may be impounded or restrained within the State of Montana for a distance of twenty-five (25) miles from the Idaho-Montana boundary line by a dam or dams located on said river in the State of Idaho."

Respectfully submitted, this 3rd day of January, 1951.

Board of County Commissioners  
of Sanders County, Montana.

By M. C. SUTHERLAND,  
Chairman.

ED HAZELTON,  
Member.

H. E. SMITH,  
Member.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Judiciary: A bill for an act entitled: "An act providing for the disposition of property where there is no sufficient evidence that persons have died otherwise than simultaneously, and to make uniform the law with reference thereto, and repealing paragraph forty (40), Section 93-1301-7, Revised Codes of Montana of 1947."

By Rostad, Haines (Flathead) and Haines (Missoula): A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana an amendment to the Constitution of the State of Montana, limiting the tenure of office of Governor to two successive terms, and amending Article VII, Section I, to so provide."

By Committee on Social Security, by request: A bill for an act entitled: "An act to provide for aid to the permanently and totally disabled persons in need, making provision for administration, setting forth eligibility requirements, determination of permanent and total disability, determining amount of assistance, the method of application for assistance, the county share of participation, the investigation of applications, appointment of guardians, change of residence of recipients, and repealing all other acts and parts of acts in conflict herewith."

By Committee on Social Security: A bill for an act entitled: "An act to authorize in certain instances the Boards of County Commissioners to levy an additional tax of not to exceed four (4) mills for the county poor funds."

By Rostad: A bill for an act entitled: "An act to repeal Chapter 203 of the Session Laws of Montana of 1949, relating to a system of state examinations for master and journeymen plumbers; fixing the fees to be charged for state licenses, and the disposition of the fund so created, and providing penalties for the violation of the provisions of this act."



## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 8, respectfully report as follows: That House Bill No. 8 be referred to the Committee on Judiciary.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 9, respectfully report as follows: That House Bill No. 9 be referred to the Committee on Judiciary.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 10, respectfully report as follows: That House Bill No. 10 be referred to the Committee on Judiciary.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Joint Resolution No. 1, respectfully report as follows: That House Joint Resolution No. 1 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 5, respectfully report as follows: That House Bill No. 5 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 12, respectfully report as follows: That House Bill No. 12 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 14, respectfully report as follows: That House Bill No. 14 do pass.

WIEDMAN, Chairman.

Report adopted.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the petition from the Sanders county Board of County Commissioners be referred to the Committee on Irrigation and Water Conservation.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

House Bill No. 15, introduced by Smith, O'Connor and Seifert. A bill for an act entitled: "An act to amend Section 2295.8 of the Revised Codes of Montana, 1935, (now Section 84-4910, Revised Codes of 1947) as amended by Chapter 207 of the Laws of the Thirty-first Legislative Assembly of the State of Montana (1949) relating to income tax deductions." Referred to Committee on Ways and Means.

House Bill No. 16, introduced by Smith and Atkinson. A bill for an act

entitled: "An act relating to courses in applied music for students in the elementary and secondary public schools; providing for school credits for private instruction at the pupil's expense outside of school hours in the various field of music by teachers to whom certificates in applied music have been issued by the State Board of Education under the provisions of Subdivision 10 of Section 75-2504, Revised Codes of Montana, 1947; defining the term "applied music"; placing the responsibility of outlining the proper courses of study, the determination of the allowance of credits to students, and the entire supervision of the applied music field of the public schools in the State Board of Education acting through the State Department of Public Instruction; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 17, introduced by Committee on Judiciary. A bill for an act entitled: "An act to amend Section 91-2702 of the Revised Codes of Montana of 1947, relating to giving of notice to creditors of deceased persons." Referred to Committee on Judiciary.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M. this day.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

#### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Emmons: A bill for an act entitled: "An act to amend Chapter 82 of the Montana Session Laws of 1937, as amended by Part IX of Chapter 5 of the Montana Session Laws of 1941, as amended by Chapter 216 of the Montana Session Laws of 1947 and as amended by Chapter 192 of the Montana Session Laws of 1949, by amending Sections 4 and 8 of Part IX of Chapter 5, of the Montana Session Laws of 1941, providing increased payments to persons having silicosis as defined in the act, by authorizing such additional appropriations as may be necessary to make such increased payments, and repealing all acts and parts of acts in conflict herewith."

By O'Connor and Phillips: A bill for an act entitled: "An act creating and establishing a fund to be known as the 'post-war reconstruction reserve fund' and appropriating moneys thereto; providing for the investment thereof; providing for its use; declaring this to be a supplementary appropriation bill; and declaring that an emergency exists, and repealing all acts and parts of acts in conflict herewith."

By Loble, Peters and Sykes: A bill for an act entitled: "An act to amend Section 11-730 of the Revised Codes of Montana, 1947, relating to fixing a maximum salary of chief of police in cities of the second and third class; providing the amount of such maximum salary, and repealing all acts and parts of acts in conflict herewith."

By Loble, Peters and Sykes: A bill for an act entitled: "An act to amend Section 11-1815 of the Revised Codes of Montana, 1947, relating to the fixing of a maximum salary of the chief of police, in cities of the first class; providing the amount of such maximum salary, and repealing all acts and parts of acts in conflict herewith."

By Leuthold, Peters, Purdy, Wilson (Judith Basin), Atkinson, Barrett, Michels, Cook, Holtz and Andersen (Richland): A bill for an act entitled: "An act to amend Section 84-301 of the Revised Codes of Montana, 1947, relating to classification of property for taxation."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 6, beg leave to report that the same has this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

House Bill No. 18, introduced by Foley and Dwyer. A bill for an act entitled: "An act to prohibit the giving, promising or offering or the causing to be given, promised, or offered to any participant or to any persons expecting to participate in any professional or amateur sport, contest, baseball, football, hockey, basketball, boxing, tennis or polo game, or to any employee, steward, trainer, judge, starter, policeman, manager or coach, any valuable thing with intent to influence the losing or limiting the margin of victory of any such professional or amateur game, sport, or contest, or the soliciting or acceptance of any valuable thing therefor; providing a penalty therefor; and repealing all acts in conflict herewith." Referred to Committee on Public Health, Morals and Safety.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, January 12, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## TWELFTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 12, 1951

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Loble and Taylor. Ammerman was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Eleventh Legislative Day find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Joint Resolution No. 1, and House Bills No. 12-14, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Smith: A bill for an act entitled: "An act to amend Section 10-622 of the Revised Codes of Montana, 1947, providing for an increase in the maximum salary which can be paid to the chief probation officer and further providing for an increase in the maximum salary which can be paid to deputy probation officers, providing for an effective date of this act and repealing all acts and parts of acts in conflict herewith."

By Scofield, Parker and Esp: A bill for an act entitled: "An act to amend Section 32-702, of the Revised Codes of Montana, 1947, relating to bridge tax in counties, the levy and collection thereof, and defining public bridges, repealing all acts and parts of acts in conflict herewith."

By Nixon, Watkins and Purdy: A bill for an act entitled: "An act to amend Section 50-506 of the Revised Codes of Montana, 1947, as amended by Section 24 of Chapter 185, Session Laws of 1949, relating to explosives and blasting and repealing all acts or parts of acts in conflict therewith."

By Andersen (Richland): A bill for an act entitled: "An act to amend the following sections of the Revised Codes of Montana, 1947, Section 90-101, Section 90-125, Section 90-126, Section 90-136, Section 90-137, Section 90-147, relating to standards of weights and measures, duties of the state sealer of weights and measures and acts forbidden, penalty for using false weights, and amendments to provide that the state sealer of weights and measures shall have authority to declare illegal and remove from use scales found unreliable for accurate weighing; providing that the state sealer of weights and measures shall have authority to supervise and regulate scale repairmen operating in the State of Montana; providing that the state sealer of weights and measures is authorized to make and promulgate rules and regulations; and repealing all acts and parts of acts in conflict herewith."

By Page (Granite): A bill for an act entitled: "An act to amend Section 94-35-108, Revised Codes of Montana, 1947, relating to malpractice by physicians and surgeons, providing that malpractice shall constitute a felony, providing for penalties therefor, and repealing all acts or parts of acts in conflict therewith."

By Magnuson, Graybill, Schiltz and Wiedman: A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana, an amendment to Article VIII, Section 24 of the Constitution of the State of Montana relating to the establishment and abolition of inferior courts within the State of Montana and to provide for their jurisdiction and repealing Sections 20, 21, 22 and 23 of Article VIII of the Constitution."

By Brownfield and Rostad: A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana of an amendment to Section Two (2) of Article nine (IX) of the Constitution of Montana, relating to the qualifications of electors."

By Sales, Holtz, Cook, Peters, Hawks, Wilson (Judith Basin), Michels, Haines (Flathead), Hanford, Leuthold and Anders: A bill for an act entitled: "An act to amend Part A of Section 76-104, Revised Codes of Montana, 1947, relating to the composition of the State Soil Conservation Committee; providing for the selection and appointment of farmer members; providing for filling of vacancies."

By Sales, Holtz, Cook, Peters, Hawks, Wilson (Judith Basin), Michels, Haines (Flathead), Hanford, Leuthold and Anders: A bill for an act entitled: "An act to amend Chapter 1 of Title 76, Revised Codes of Montana, 1947, relating to the creation and powers of the State Soil Conservation Committee and soil conservation districts; to add thereto provisions for procedure for changing the names of districts, for dividing and consolidating districts; repealing all acts and parts of acts in conflict."

By Graybill: A bill for an act entitled: "An act to amend Section 91-



4415 of the Revised Codes of Montana, 1947, relating to payment and lien of inheritance tax, to provide a ten-year limitation on the period of time during which unpaid inheritance tax constitutes a lien on property transferred."

By Brenner, Hawks and Higgins: A bill for an act entitled: "An act to provide for the assessment, levy and collection of taxes on all migratory personal property brought, driven or coming into this state after the regular annual assessment date of such property; providing the procedure therefor; requiring owners or agents to give notice of intention to drive or bring livestock into this state or to move such property from one county to another and providing for the division and probation of taxes in certain instances."

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees, all appropriation measures having been read at length:

House Bill No. 19, introduced by Rostad. A bill for an act entitled: "An act to repeal Chapter 203 of the Session Laws of Montana of 1949, relating to a system of state examination for master and journeyman plumbers; fixing the fees to be charged for state licenses, and the disposition of the fund so created, and providing penalties for the violation of the provisions of this act." Referred to Committee on State Boards and Institutions.

House Bill No. 20, introduced by Rostad and Haines (Flathead) and Haines (Missoula). A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana an amendment to the Constitution of the State of Montana, limiting the tenure of office of governor to two successive terms, and amending Article VII, Section 1, to so provide." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 21, introduced by Committee on Judiciary. A bill for an act entitled: "An act providing for the disposition of property where there is no sufficient evidence that persons have died otherwise than simultaneously, and to make uniform the law with reference thereto, and repealing paragraph forty (40), Section 93-1301-7, Revised Codes of Montana of 1947." Referred to Committee on Judiciary.

House Bill No. 22, introduced by Emmons. A bill for an act entitled: "An act to amend Chapter 82 of the Montana Session Laws of 1937, as amended by Part IX of Chapter 5 of the Montana Session Laws of 1941, as amended by Chapter 216 of the Montana Session Laws of 1947 and as amended by Chapter 192 of the Montana Session Laws of 1949, by amending Sections 4 and 8 of Part IX of Chapter 5, of the Montana Session Laws of 1941, providing increased payments to persons having silicosis as defined in the act, by authorizing such additional appropriations as may be necessary to make such increased payments, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 23, introduced by Social Security Committee. A bill for an act entitled: "An act to authorize in certain instances the boards of county commissioners to levy an additional tax of not to exceed four (4) mills for the county poor funds." Referred to Committee on Judiciary.

House Bill No. 24, introduced by Social Security Committee (by request). A bill for an act entitled: "An act to provide for aid to the permanently and totally disabled persons in need, making provision for administration, setting forth eligibility requirements, determination of permanent and total disability, determining amount of assistance, the method



of application for assistance, the county share of participation, the investigation of applications, appointment of guardians, change of residence of recipients, and repealing all other acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 25, introduced by Leuthold, Peters, Purdy, Wilson (Judith Basin), Atkinson, Barrett, Michels, Cook, Holtz, Andersen (Richland). A bill for an act entitled: "An act to amend Section 84-301 of the Revised Codes of Montana, 1947, relating to classification of property for taxation." Referred to Committee on Ways and Means.

By unanimous consent of the House, the following bill was introduced without previous notice, read first and second time and referred to the Committee on Appropriations:

House Bill No. 26: A bill for an act entitled: "An act appropriating money from the general fund for operation and maintenance of the state prison for the months of January and February of the year 1951, the appropriation made therefor by the Thirty-first Legislative Assembly having been found to be insufficient."

House Joint Memorial No. 2, introduced by Page (Missoula). "A memorial to the Congress of the United States of America, to the Honorable United States Senators Zales N. Ecton and James E. Murray and to the Honorable Representatives in Congress Wesley A. D'Ewart and Mike Mansfield, requesting that the 82nd Congress introduce and pass an act enabling those who are called to the armed forces or volunteer for duty with the services and are serving in the armed forces to have the payments on their homes deferred until they are discharged from the armed forces or released from active duty with the United States government; that the United States government pay all interest accruing from the time the serviceman enters the service until the time of discharge from service; and that after discharge from the armed forces or release from active duty, the serviceman resume payments and interest thereafter accruing." Referred to Committee on Military Affairs.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Skibby of Petroleum in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration the following, recommend:

That House Bills No. 6 and 7 do pass.

SKIBBY, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:00 P. M. this day.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By McElwain, Westlake, Sales and Working. A bill for an act entitled: "An act to amend 41-482, Revised Codes of Montana, relating to the misuse and abuse of horses in rodeos for amusement and providing for the discontinuance of rodeos on Sunday."

It was moved by McElwain, duly seconded and carried, that the House adjourn until Monday, January 15, 1951, at 1:00 P. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

### FIFTEENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 15, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except Jensen, who was excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twelfth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills No. 6 and No. 7.

OMHOLT, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Haines (Missoula), Page (Missoula), Lockridge, Iten, Reed and Karlberg: A bill for an act entitled: "An act to provide for public cemetery districts containing territory located in two or more adjoining counties, to be established by joint action of the boards of county commissioners of the counties involved, and operated by trustees appointed by the county commissioners of the interested counties with powers and duties as provided by the public cemetery district act."

By Harpster, Page (Missoula) and Brownfield: A bill for an act entitled: "An act to amend Section 43-104 of the Revised Codes of Montana, 1947, for the purpose of apportioning the membership of the House of Representatives in the Legislative Assembly in accordance with the federal census enumeration of the inhabitants of the several counties of Montana taken in 1950."

By Page (Granite): A bill for an act entitled: "An act to repeal Sections 26-601, 26-602, 26-603, 26-605, Revised Codes of Montana, 1947, relating to the power of the fish and game commission to dispose of elk, antelope, moose, and deer when increasing in number and damaging property."

By Dokken, Norby and Dwyer: A bill for an act entitled: "An act to amend Section 11-964 of the Revised Codes of Montana, 1947, relating to

the powers of city and town councils to dispose of or lease city property and permitting a city or town council to dispose of or lease street lighting systems under certain conditions, and repealing all acts or parts of acts in conflict therewith."

By Dokken, Norby and Dwyer: A bill for an act entitled: "An act to amend Section 11-1202, of the Revised Codes of Montana of 1947, as amended by Chapter 139 of the Laws of Montana of 1949, relating to limits under which municipal corporations may contract for work, or for supplies, or for material, and providing for the exclusion of certain contracts entered into by municipalities from the limitations of said section, and repealing all acts or parts of acts in conflict therewith."

By Dokken, Norby and Dwyer: A bill for an act entitled: "An act to amend Section 11-2008 of the Revised Codes of Montana, 1947, relating to the establishment of fire districts in unincorporated towns, and permitting the boards of county commissioners of counties to levy a special tax to pay the consideration provided for in any contract by such district for the furnishing of electricity, gas, water, heat and maintenance charges, and repealing all acts or parts of acts in conflict therewith."

By Dokken, Norby and Dwyer: A bill for an act entitled: "An act to amend Section 11-2252 of the Revised Codes of Montana, 1947, relating to the maintenance and the assessment of costs for lighting systems in special improvement districts within cities and towns, and removing the three-year limitation on contracts entered into by city or town councils to provide for the maintenance of lighting systems, and repealing all acts or parts of acts in conflict therewith."

By Graybill and Loble: A bill for an act entitled: "An act to amend Section 23-605 of the Revised Codes of Montana, 1947, relating to compensation of election officers."

By Dokken, Loble, Gebhardt and Foley: A bill for an act entitled: "An act to amend Section 84-4701 of the Revised Codes of Montana, 1947, relating to the limitation on amount of tax levy for general municipal or administrative purposes in cities and towns; providing for the distribution of the funds derived therefrom by the council or commission in each city or town; providing the limitation on the amount of tax levy for parks, swimming pools, skating rinks, playgrounds, civic centers, youth centers, museums and combinations thereof; amending said section by raising the limitation on the tax levy for general or administrative purposes from one and four-tenths (1.4) per centum for cities of thirty-five thousand (35,000) population or over and from one and three-fourths (1¾) per centum for all other cities and towns to two (2) per centum of assessed value of the taxable property of the city or town."

By Sykes, Harpster, Andersen (Richland), Reed, Atkinson and Goodgame: A bill for an act entitled: "An act to provide for a continuing program of conservation education in the public elementary and secondary public schools of Montana, and through the six units of the Greater University of Montana; providing for field services in the area of conservation education through the staff of Montana State College and the Montana State University; providing for at least one workshop each year at Western Montana College of Education, Eastern Montana College of Education and Northern Montana College; providing for an elementary school supervisor in the Department of Public Instruction; providing that the type of program to be recommended to the schools of the state be determined by the State Board of Education in co-operation with the State Superintendent of Public Instruction; providing for appropriations to carry out the provisions of this act; repealing all acts and parts of acts in conflict herewith; providing for the effective date of this act."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 26, respectfully report as follows: That House Bill No. 26 do pass.

WORKING, Vice-Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees, all appropriation measures having been read at length:

House Bill No. 27, introduced by Nixon, Watkins and Purdy. A bill for an act entitled: "An act to amend Section 50-506 of the Revised Codes of Montana, 1947, as amended by Section 24 of Chapter 185, Session Laws of 1949, relating to explosives and blasting and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Mines and Mining.

House Bill No. 28, introduced by Loble, Peters and Sykes. A bill for an act entitled: "An act to amend Section 11-1815 of the Revised Codes of Montana, 1947, relating to the fixing of a maximum salary of the chief of police, in cities of the first class; providing the amount of such maximum salary, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 29, introduced by Loble, Peters and Sykes. A bill for an act entitled: "An act to amend Section 11-730 of the Revised Codes of Montana, 1947, relating to fixing a maximum salary of chief of police in cities of the second and third class; providing the amount of such maximum salary, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 30, introduced by Smith. A bill for an act entitled: "An act to amend Section 10-622 of the Revised Codes of Montana, 1947, providing for an increase in the maximum salary which can be paid to the chief probation officer and further providing for an increase in the maximum salary which can be paid to deputy probation officers, providing for an effective date of this act and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 31, introduced by Graybill. A bill for an act entitled: "An act to amend Section 91-4415 of the Revised Codes of Montana, 1947, relating to payment and lien of inheritance tax, to provide a ten-year limitation on the period of time during which unpaid inheritance tax constitutes a lien on property transferred." Referred to Committee on Judiciary.

House Bill No. 32, introduced by Andersen (Richland) by request. A bill for an act entitled: "An act to amend the following sections of the Revised Codes of Montana, 1947, Section 90-101, Section 90-125, Section 90-126, Section 90-136, Section 90-137, Section 90-147, relating to standards of weights and measures, duties of the state sealer of weights and measures and acts forbidden, penalty for using false weights, and amendments to provide that the state sealer of weights and measures shall have authority to declare illegal and remove from use scales found unreliable for accurate weighing; providing that the state sealer of weights and measures shall have authority to supervise and regulate scale repairmen operating in the State of Montana; providing that the state sealer of weights and measures is authorized to make and promulgate rules and regulations; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 33, introduced by O'Connor and Phillips. A bill for an act entitled: "An act creating and establishing a fund to be known as the



'post-war reconstruction reserve fund' and appropriating moneys thereto; providing for the investment thereof; providing for its use; declaring this to be a supplementary appropriation bill; and declaring that an emergency exists, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Appropriations.

House Bill No. 34, introduced by Magnuson, Graybill, Schiltz, Wiedman. A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana, an amendment to Article VIII, Section 24 of the Constitution of the State of Montana relating to the establishment and abolition of inferior courts within the State of Montana and to provide for their jurisdiction and repealing Sections 20, 21, 22 and 23 of Article VIII of the Constitution." Referred to Committee on Constitutional Amendments and Federal Relations.

### THIRD READING

The following having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 6 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Jensen, Phillips and Taylor. Total 3.

House Bill No. 7 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Karlberg, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 75.

Noes: Brenner, Corcoran, Iten, Leuthold, Lockridge, Omholt, Page (Granite), Rostad, Sales, Skibby, Taylor, Van Dyke, Working. Total 13.

Absent and not voting: Jensen and Phillips. Total 2.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.



Parker of Wibaux in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration the following, recommend: That House Joint Resolution No. 1 do pass; that House Bill No. 12 be amended in Section One (1) by striking out in line twenty (20) of the printed bill the words "same fees" and inserting in lieu thereof the words "fees in proportion to their capital stock employed within the State of Montana," and further in Section One (1) by inserting in line 21 of the printed bill, after the words "domestic corporation," the words "in accordance with Section 25-102, Revised Codes of Montana, 1947," and be further amended by striking out Section 3 in its entirety, and as so amended, do pass; that House Bill No. 14 do pass.

PARKER, Chairman.

It was moved by Parker, duly seconded, that the House adopt the report of the Committee of the whole. On substitute motion, it was moved by Dwyer, duly seconded and carried, that House Bill No. 12 be segregated from the report of the Committee of the Whole. Whereupon, it was moved by McElwain, duly seconded and carried, that the report of the Committee of the Whole be adopted as amended.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Tripp, Barnard, Cook, Anderson (Cascade), Goodgame, Holtz and Karlberg. A bill for an act entitled: "An act to amend Section 71-403, Revised Codes of Montana, 1947, as amended by Chapter 47, Section 2, of the Laws of 1949, relating to the amount of old age assistance and repealing all acts in conflict therewith.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Tuesday, January 16, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### SIXTEENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 16, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except Aronow and Babich, who were excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifteenth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report

the following correctly engrossed: House Bill No. 14 and House Joint Resolution No. 1.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 26, beg leave to report that the same has this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Wiedman: A bill for an act entitled: "An act to amend Section 23-929 of the Revised Codes of Montana, 1947, pertaining to the election and organization of county and city central committeemen and committee-women."

By Foley and Emmons: A bill for an act entitled: "An act to amend Section 4-439, Revised Codes of Montana, 1947, pertaining to alcoholic beverages and providing for revocation of license and penalties violating the Montana retail liquor license act, and repealing all acts or parts of acts in conflict therewith."

By Magnuson, Wiedman, Aronow and McElwain: A bill for an act entitled: "An act to amend Section 93-1906 of the Revised Codes of Montana of 1947, relating to salary and expenses of stenographer, apportionment thereof, and repealing all acts and parts of acts in conflict herewith."

By Cook, Tripp, Holtz, Karlberg and Hess: A bill for an act entitled: "An act prohibiting certain practices of discrimination by employers, employment agencies, labor organizations, and others because of race, color, creed, national origin or ancestry; creating the Montana fair employment practices commission; defining its functions, powers, and duties; providing for its procedure, enforcement powers, and judicial review; imposing penalties."

By Loble: A bill for an act entitled: "An act to amend Title 32, Section 32-1213, Revised Codes of the State of Montana, 1947 of the uniform accident report act to provide that any person in any way involved in an accident, or who shall have suffered injuries to his person, or property shall, or his representative thereunto duly authorized in writing have the right of access and examination of such accident reports and supplemental reports and the records of the supervisor in relation to said accident, repealing acts or parts of acts in conflict therewith."

By Committee on Workmen's Compensation: A bill for an act entitled: "An act to amend Section 92-701, 92-702, 92-703, 92-704 and 92-709 of the Revised Codes of Montana of 1947 as amended by Chapter 7 of the Session Laws of the State of Montana of 1949 all relating to compensation for injuries to workmen by increasing compensation in cases of: Temporary, total, and total-partial disabilities, for injuries causing death, and for specified injuries."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 4, respectfully report as follows: That House Bill No. 4 do pass.

BRENNER, Chairman.

It was moved by Brenner, that the report of the committee be adopted, motion duly seconded. As a substitute motion, Emmons moved that House Bill No. 4 be referred to the Committee on Judiciary. Motion duly seconded and carried.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 18, respectfully report as follows: That House Bill No. 18 do pass.

REED, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

January 15, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence: Senate Bill No. 1—Worden, Senate Bill No. 4—Valiton and Padbury.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by Rostad that the special investigating committee appointed by the Thirty-first Legislative Assembly to investigate the liquor administration be discharged without prejudice. Motion duly seconded and carried by the following vote:

Ayes: Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Mackay, McElwain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 48.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blikken, Clark, Cook, Corcoran, Dwyer, Emmons, Foley, Freshman, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 40.

Absent and not voting: Aronow and Babich. Total 2.

## INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees, all appropriation measures having been read at length:

House Bill No. 35, introduced by Page (Granite). A bill for an act entitled: "An act to amend Section 94-35-108 Revised Codes of Montana, 1947, relating to malpractice by physicians and surgeons, providing that malpractice shall constitute a felony, providing for penalties therefor, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Judiciary.

House Bill No. 36, introduced by Tripp, Barnard, Cook, Goodgame, An-

derson (Cascade), Holtz and Karlberg. A bill for an act entitled: "An act to amend Section 71-403, Revised Codes of Montana, 1947, as amended by Chapter 47, Section 2, of the Laws of 1949, relating to the amount of old age assistance and repealing all acts in conflict therewith." Referred to Committee on Social Security.

House Bill No. 37, introduced by Sales, Holtz, Cook, Peters, Hawks, Wilson (Judith Basin), Michels, Haines (Flathead), Hanford, Leuthold and Anders. A bill for an act entitled: "An act to amend Part A of Section 76-104, Revised Codes of Montana, 1947, relating to the composition of the State Soil Conservation Committee; providing for the selection and appointment of farmer members; providing for filling of vacancies." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 38, introduced by Sales, Holtz, Cook, Peters, Hawks, Wilson (Judith Basin), Michels, Haines (Flathead), Hanford, Leuthold and Anders. A bill for an act entitled: "An act to amend Chapter 1 of Title 76, Revised Codes of Montana, 1947, relating to the creation and powers of the State Soil Conservation Committee and soil conservation districts; to add thereto provisions for procedure for changing the names of districts for dividing and consolidating districts; repealing all acts and parts of acts in conflict." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 39, introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-2252 of the Revised Codes of Montana, 1947, relating to the maintenance and the assessment of costs for lighting systems in special improvement districts within cities and towns, and removing the three-year limitation on contracts entered into by city or town councils to provide for the maintenance of lighting systems, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Affairs of Cities.

House Bill No. 40, introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-964 of the Revised Codes of Montana, 1947, relating to the powers of city and town councils to dispose of or lease city property and permitting a city or town council to dispose of or lease street lighting systems under certain conditions, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Affairs of Cities.

House Bill No. 41, introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-2008 of the Revised Codes of Montana, 1947, relating to the establishment of fire districts in unincorporated towns, and permitting the boards of county commissioners of counties to levy a special tax to pay the consideration provided for in any contract by such district for the furnishing of electricity, gas, water, heat and maintenance charges, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Townships and Counties.

House Bill No. 42, introduced by Dokken, Norby and Dwyer. A bill for an act entitled: "An act to amend Section 11-1202, of the Revised Codes of Montana of 1947, as amended by Chapter 139 of the Laws of Montana of 1949, relating to limits under which municipal corporations may contract for work, or for supplies, or for material, and providing for the exclusion of certain contracts entered into by municipalities from the limitations of said section, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Affairs of Cities.

House Bill No. 43, introduced by Haines (Flathead), Sales, Sykes, Atkinson and Brownfield. A bill for an act entitled: "An act providing for certification of state certified seeds or plant parts intended for propagation or sale; to authorize certification of such seeds or plant parts through Montana State College, hereafter referred to as the college, or its desig-



nated agents; to regulate the relations of said college to its designated agents; to regulate the relations of said college to its certifying agents and its financial responsibility for certification work done by its agents; to provide such certification shall be on a self-supporting basis; to provide for the manner and form of certification; and to provide penalties for violations of the act." Referred to Committee on Agriculture, Dairying and Horticulture.

House Bill No. 44, introduced by Harpster, Page (Missoula) and Brownfield. A bill for an act entitled: "An act to amend Section 43-104 of the Revised Codes of Montana, 1947, for the purpose of apportioning the membership of the House of Representatives in the Legislative Assembly in accordance with the federal census enumeration of the inhabitants of the several counties of Montana taken in 1950." Referred to Committee on Privileges and Elections.

House Bill No. 45, introduced by Graybill and Loble. A bill for an act entitled: "An act to amend Section 23-605 of the Revised Codes of Montana, 1947, relating to compensation of election officers." Referred to Committee on Privileges and Elections.

House Bill No. 46, introduced by Haines (Missoula), Page (Missoula), Lockridge, Iten, Reed and Karlberg. A bill for an act entitled: "An act to provide for public cemetery districts containing territory located in two or more adjoining counties, to be established by joint action of the boards of county commissioners of the counties involved, and operated by trustees appointed by the county commissioners of the interested counties with powers and duties as provided by the public cemetery act." Referred to Committee on Townships and Counties.

House Bill No. 47, introduced by Brownfield and Rostad. A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana of an amendment to Section two (2) of Article nine (IX) of the Constitution of Montana, relating to the qualifications of electors. Referred to Committee Constitutional Amendments and Federal Relations.

House Bill No. 48, introduced by Sykes, Harpster, Andersen (Richland), Reed, Atkinson and Goodgame. A bill for an act entitled: "An act to provide for a continuing program of conservation education in the public elementary and secondary public schools of Montana, and through the six units of the Greater University of Montana; providing for field services in the area of conservation education through the staff of Montana State College and the Montana State University; providing for at least one workshop each year at Western Montana College of Education, Eastern Montana College of Education and Northern Montana College; providing for an elementary school supervisor in the department of public instruction; providing that the type of program to be recommended to the schools of the state be determined by the State Board of Education in co-operation with the State Superintendent of Public Instruction; providing for appropriations to carry out the provisions of this act; repealing all acts and parts of acts in conflict herewith; providing for the effective date of this act." Referred to Committee on Appropriations.

House Bill No. 49, introduced by Page (Granite). A bill for an act entitled: "An act to repeal Sections 26-601, 26-602, 26-603, 26-605, Revised Codes of Montana, 1947, relating to the power of the fish and game commission to dispose of elk, antelope, moose and deer when increasing in number and damaging property." Referred to Committee on Fish and Game.

Senate Bill No. 1, introduced by Worden. A bill for an act entitled: "An act to amend Section 91-2406 of the Revised Codes of Montana, 1947, relating to estates not exceeding fifteen hundred dollars and providing that



such estates shall be assigned to the widow and minor children or to the minor children and relating to estates not exceeding three thousand dollars and providing for the summary distribution thereof to the widow and minor children or to the widow or to the minor children." Referred to Committee on Judiciary.

Senate Bill No. 4, introduced by Valiton and Padbury. A bill for an act entitled: "An act authorizing the state fish and game warden to make payment to counties in lieu of taxes for the purpose of reimbursing said counties, either in whole or in part, for loss of taxes on real property resulting from the acquisition of land for the use and benefit of the Fish and Game Commission, and providing for the allocation of such funds to school districts which contain any of such land, in such amounts as the county commissioners shall determine, and any balance remaining shall be credited to the general fund of said county." Referred to Committee on Fish and Game.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Joint Resolution No. 1 was passed by the following vote:

Ayes: Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Mackay, McElwain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 51.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blikken, Clark, Cook, Dwyer, Emmons, Foley, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 37.

Absent and not voting: Aronow and Babich. Total 2.

House Bill No. 14 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 87.

Noes: Goodgame. Total 1.

Absent and not voting: Aronow and Babich. Total 2.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the rules be suspended for the purpose of placing House Bill No. 26 on General Orders for consideration this day.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Smith of Lewis and Clark in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 12 be amended in Section (1) by striking out in line twenty (20) of the printed bill the words "same fees" and inserting in lieu thereof the words "fees in proportion to their capital stock employed within the State of Montana," and further in Section One by inserting in line 21 of the printed bill, after the words "domestic corporation," the words "in accordance with Section 25-102, Revised Codes of Montana, 1947," and as so amended do pass.

That House Bill No. 26 do pass.

SMITH, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the house recess until 1:00 P. M. this day.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Gebhardt: A bill for an act entitled: "An act to amend Title 4, Section 4-170 (3) of the Revised Codes of the State of Montana, 1947, relating to the advertising of beer, as said term is defined by the laws of the State of Montana, repealing all acts or parts of acts in conflict therewith."

By Loble: A bill for an act entitled: "An act to amend Section 11-1832 of the Revised Codes of Montana, 1947, relating to a minimum wage to be paid police officer in cities of the first and second class; providing the amount of such minimum wage; and repealing all acts and parts of acts in conflict herewith."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 43, respectfully report as follows: That House Bill No. 43 be amended by striking out all of Section 8, and as so amended do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 17, respectfully report as follows: That House Bill No. 17 be amended as follows: by striking out the word "six," in line 11, and inserting in lieu thereof the word "four," and that as so amended, House Bill No. 17 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 21, respectfully report as follows: That House Bill No. 21 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 23, respectfully report as follows: That House Bill No. 23 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 31, respectfully report as follows: That House Bill No. 31 do pass.

WIEDMAN, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

January 16, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence: Senate Bill No. 3—Busch, Senate Joint Memorial No. 1—Phillips.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 26 be considered correctly engrossed and placed on the calendar for Third Reading.

### INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees:

House Bill No. 50, introduced by Sykes, Omholt, Cowley, Peters, Sagunsky, Sales, and McElwain. A bill for an act entitled: "An act requiring all state buildings, county court houses and school buildings to display the state flag." Referred to Committee on State Boards and Institutions.

House Bill No. 51, introduced by Brenner, Hawks and Higgins. A bill for an act entitled: "An act to provide for the assessment, levy and collection of taxes on all migratory personal property brought, driven or coming into this state after the regular annual assessment date of such property; providing the procedure therefor; requiring owners or agents to give notice of intention to drive or bring livestock into this state or to move such property from one county to another and providing for the division and proration of taxes in certain instances." Referred to Committee on Ways and Means.

House Bill No. 52, introduced by Dokken, Loble, Gebhardt and Foley. A bill for an act entitled: "An act to amend Section 84-4701 of the Revised Codes of Montana, 1947, relating to the limitation on amount of tax levy for general municipal or administrative purposes in cities and towns; providing for the distribution of the funds derived therefrom by the council or

commission in each city or town; providing the limitation on the amount of tax levy for parks, swimming pools, skating rinks, playgrounds, civic centers, youth centers, museums and combinations thereof; amending said section by raising the limitation on the tax levy for general or administrative purposes from one and four-tenths (1.4) per centum for cities of thirty-five thousand (35,000) population or over and from one and three-fourths (1¾%) per centum for all other cities and towns to two (2%) per centum for all cities and towns based on the per centum of assessed value of the taxable property of the city or town." Referred to Committee on Affairs of Cities.

### THIRD READING

The following, having been read three several times at length, history and title agreed to, was disposed of as follows:

House Bill No. 26 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Aronow, Babich, Hess and Page (Missoula). Total 4.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, January 17, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### SEVENTEENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 17, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except Crist, Haines (Missoula), Mackay and Nixon, who were excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Sixteenth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 12.

OMHOLT, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Esp and Scofield: A bill for an act entitled: "An act to amend Section 16-2021, Revised Codes of Montana, 1947, relating to petition and election required for county bonds issued for the purpose of making additions to, and repairing public buildings, and for the purpose of furnishing and equipping the same; and repealing all acts and parts of acts in conflict therewith."

By McElwain and Loble: A bill for an act entitled: "An act to amend Section 59-510 of the Revised Codes of Montana of 1947, relating to office hours of public officers."

By Wiedman: A bill for an act entitled: "An act to provide for the conveyance of lands and interests in lands or other property owned by the state within Glacier National Park to the United States at one-half of an agreed appraised value, without competition; repealing all acts and parts of acts in conflict herewith; providing for an appropriation by the state for credit to the state school and capitol building funds; and also providing an effective date."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 46, respectfully report as follows: That House Bill No. 46 do pass.

PHILLIPS, Chairman.

Report adopted.

### INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees:

House Bill No. 53, introduced by Gebhardt. A bill for an act entitled: "An act to amend Title 4, Section 4-170 (3) of the Revised Codes of the State of Montana, 1947, relating to the advertising of beer, as said term is defined by the laws of the State of Montana, repealing acts or parts of acts in conflict therewith." Referred to Committee on Liquor Control.

House Bill No. 54, introduced by Loble. A bill for an act entitled: "An act to amend Section 11-1832 of the Revised Codes of Montana, 1947, relating to a minimum wage to be paid police officers in cities of the first and second class; providing the amount of such minimum wage; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 55, introduced by Loble. A bill for an act entitled: "An act to amend Title 32, Section 32-1213, Revised Codes of the State of Montana, 1947, of the uniform accident report act to provide that any person in any way involved in an accident or who shall have suffered injuries to his person, or property shall, or his representative thereunto duly authorized in writing, have the right of access and examination of such accident reports and supplemental reports and the records of the supervisor in rela-



tion to said accident, repealing acts or parts of acts in conflict therewith." Referred to Committee on Judiciary.

House Bill No. 56, introduced by Committee on Workmen's Compensation. A bill for an act entitled: "An act to amend Section 92-701, 92-702, 92-703, 92-704 and 92-709 of the Revised Codes of Montana of 1947 as amended by Chapter 7 of the Session Laws of the State of Montana of 1949, all relating to compensation for injuries to workmen by increasing compensation in cases of: temporary, total, and total-partial disabilities, for injuries causing death, and for specified injuries." Referred to Committee on Workmen's Compensation.

House Bill No. 57, introduced by Magnuson, Wiedman, Aronow and McElwain. A bill for an act entitled: "An act to amend Section 93-1906 of the Revised Codes of Montana of 1947, relating to salary and expenses of stenographer, apportionment thereof, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 58, introduced by Cook, Tripp, Holtz, Karlberg and Hess. A bill for an act entitled: "An act prohibiting certain practices of discrimination by employers, employment agencies, labor organizations and others because of race, color, creed, national origin or ancestry; creating the Montana fair employment practices commission; defining its functions, powers, and duties; providing for its procedure, enforcement powers, and judicial review; imposing penalties." Referred to Committee on Public Utilities and State Commissions.

House Bill No. 59, introduced by Wiedman. A bill for an act entitled: "An act to amend Section 23-929 of the Revised Codes of Montana, 1947, pertaining to the election and organization of county and city central committeemen and committeewomen." Referred to Committee on Privileges and Elections.

Senate Bill No. 3, introduced by Busch. A bill for an act entitled: "An act to amend Section 59-524, Revised Codes of Montana, 1947, as amended by Chapter 17 of the Laws of Montana, 1949, by providing that the expenses allowed to state officers and employees for traveling within and without the state of Montana shall be maintained at their present level until the 1st day of July, 1953." Referred to Committee on State Boards and Institutions.

Senate Joint Memorial No. 1, introduced by Phillips. "A joint memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States and to the Honorable James E. Murray, and Zales N. Ecton, United States senators from Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, representatives in Congress from Montana, requesting that Congress continue and enhance its program of rehabilitation of the landless Indian in Montana, known as non-wards." Referred to Committee on Constitutional Amendments and Federal Relations.

### THIRD READING

The following, having been read three several times, history and title agreed to was disposed of as follows:

House Bill No. 12 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins,

Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Tripp. Total 1.

Excused: Crist, Haines (Missoula), Mackay and Nixon. Total 4.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:00 P. M. this day.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Section 84-1802 of the Revised Codes of Montana of 1947, as amended by Section 1, Chapter 202, Laws of the Thirty-first Legislative Assembly, relating to gasoline dealers' statements and amount of tax payable by such dealers."

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Section 84-5402 of the Revised Codes of Montana of 1947, relating to statements of gross yield of mines."

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Section 84-5404 of the Revised Codes of Montana of 1947, relating to deduction of capital expenditures in determining net proceeds."

By Ways and Means Committee, by request: A bill for an act entitled: "An act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of mining ore containing vermiculite, perlite, kerrite, maconite, or any other micaceous minerals or hydrous silicates or engaged in working or operating any mine or mining property in the State of Montana from which such minerals are mined, produced or extracted, to pay to the State Board of Equalization for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this act."

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Section 84-5702 of the Revised Codes of Montana of 1947, relating to license tax on trade stimulators."

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Section 84-2204 of the Revised Codes of Montana of 1947, relating to oil producers license tax and determination of gross value of product."

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Sections 84-4201 and 84-4202 of the Revised Codes of

Montana of 1947, relating to the collection of personal property taxes not a lien on real property."

By Ways and Means Committee, by request: A bill for an act entitled: "An act to repeal Section 84-416 of the Revised Codes of Montana of 1947 relating to assessment of personal property situated in a county other than that of the owner."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 13, respectfully report as follows: That House Bill No. 13 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 29, respectfully report as follows: That House Bill No. 29 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 28, respectfully report as follows: That House Bill No. 28 do pass.

NORBY, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

January 17, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence: Senate Bill No. 5—Anderson of Chouteau.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### INTRODUCTION OF BILLS

The following bill was introduced, read first and second times, and referred to committees:

Senate Bill No. 5, introduced by Anderson (Chouteau). A bill for an act entitled: "An act to amend Section 1, Chapter 65, Laws of the Thirty-first Legislative Assembly, 1949, relating to cancellation of record of special improvement district warrants and liability accounts in cities and towns in which warrants or liability accounts were incurred or issued prior to February 25, 1929, and the liability of which has been extinguished by reason or issuance of tax deeds, by application of statute of limitations, or other laws of the State of Montana." Referred to Committee on Affairs of Cities.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, January 18, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## EIGHTEENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 18, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Blikken and Karlberg.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Seventeenth Legislative Day, find the same to be correct.

LEUTHOLD, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 17, 23, 31, 43, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Goodgame: A bill for an act entitled: "An act to amend Section 109 of Title 87, Revised Codes of Montana, 1947, by repealing Sub-section 2 (c) of said Section 109, relating to contributions made by employers, the above being an amendment to the Unemployment Compensation Law; and repealing all acts and parts of acts in conflict herewith."

By McElwain, O'Connor and Taylor: A bill for an act entitled: "An act to amend Chapter 88 of the Session Laws of the Thirty-first Legislative Assembly, 1949, directing the State Board of Examiners to issue University of Montana Building Bonds of the State of Montana under the provisions of Chapter 249 of the Thirtieth Legislative Assembly, 1947, which law was submitted to the vote of the electors of the state at the general election held in the State of Montana on November 2, 1948, and received a majority of the votes cast for and against it at said election; and which law provided that moneys derived from the sale of said bonds should be used for the purpose of construction and equipping of necessary buildings, other permanent improvements, acquisition of necessary grounds therefor, in and about the University of Montana, consisting of the six units thereof now existing: namely Montana State University at Missoula, Montana State College at Bozeman, Montana School of Mines at Butte, Montana State Normal College at Dillon, Eastern Montana State Normal School at Billings, and the Northern Montana College at Havre; provided for the serial issuance of said bonds, and limited the use of the funds for the purposes set forth, and validated such use, and providing for the allocation of the proceeds of said bonds to the several institutions therein named."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 16, respectfully report as follows: That House Bill No. 16 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under

consideration House Bill No. 55, respectfully report as follows: That House Bill No. 55 be amended as follows: Amend the title, in line 1 thereof, by striking out the words and figures "TITLE 32," and further amend the title, in line 3 thereof, by striking out the words "OF THE UNIFORM ACCIDENT REPORT ACT." Further amend House Bill No. 55, in Section 1, at line 1 of said Section 1, by striking out the words and figures "Title 32," and, in line 2 of said Section 1, by striking out the words "of the Uniform Accident Report Act," and, further, in line 10 of Section 1, by inserting after the word "purposes," and before the word "except," the words "except as hereinafter provided and." And, as so amended, that House Bill No. 55 do pass.

WIEDMAN, Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

January 18, 1951.

The Speaker of the House of Representatives,  
House Chambers,  
State Capitol,  
Helena, Montana.

Dear Mr. Speaker:

Pursuant to the authorization contained in Senate Joint Resolution No. 3 of the Thirty-first Legislative Assembly, and an act of Congress of the United States of America approved June 2, 1949, (Public Law 83, Eighty-first Congress, First Session), we have entered into a compact with the State of North Dakota and the State of Wyoming, which compact is generally known as the Yellowstone River Compact.

Herewith I transmit a duly certified copy of said Compact for approval or rejection by the Thirty-second Legislative Assembly of the State of Montana.

The original Compact is of file and record in the Office of the Secretary of the State of the State of Montana.

JOHN W. BONNER,  
Governor.

#### DEPARTMENT OF THE SECRETARY OF STATE OF THE STATE OF MONTANA

I, Sam W. Mitchell, Secretary of State of the State of Montana, do hereby certify that the attached is a full, true and correct copy of the

#### YELLOWSTONE RIVER COMPACT

between the States of Montana, North Dakota and Wyoming, as the same appears of record in this office.

IN WITNESS WHEREOF,

(SEAL) I have hereunto set my hand and affixed the Great Seal of the State of Montana, at Helena, the Capital, this tenth day of January, A. D. 1951.

SAM W. MITCHELL,  
Secretary of State.



## YELLOWSTONE RIVER COMPACT

The State of Montana, the State of North Dakota, and the State of Wyoming, being moved by consideration of interstate comity, and desiring to remove all causes of present and future controversy between said States and between persons in one and persons in another with respect to the waters of the Yellowstone River and its tributaries, other than waters within or waters which contribute to the flow of streams within the Yellowstone National Park, and desiring to provide for an equitable division and apportionment of such waters, and to encourage the beneficial development and use thereof, acknowledging that in future projects or programs for the regulation, control and use of water in the Yellowstone River Basin the great importance of water for irrigation in the signatory States shall be recognized, have resolved to conclude a Compact as authorized under the Act of Congress of the United States of America, approved June 2, 1949 (Public Law 83, 81st Congress, First Session), for the attainment of these purposes, and to that end, through their respective governments, have named as their respective Commissioners:

## For the State of Montana:

FRED E. BUCK  
A. W. BRADSHAW  
H. W. BUNSTON  
JOHN HERZOG  
JOHN M. JARUSSI  
ASHTON JONES  
CHRIS JOSEPHSON  
A. WALLACE KINGSBURY

P. F. LEONARD  
WALTER M. McLAUGHLIN  
DAVE M. MANNING  
JOSEPH MUGGLI  
CHESTER E. ONSTAD  
ED F. PARRIOTT  
R. R. RENNE  
KEITH W. TROUT

## For the State of North Dakota:

I. A. ACKER

EINAR H. DAHL

J. J. WALSH

## For the State of Wyoming:

L. C. BISHOP  
EARL T. BOWER  
J. HAROLD CASH  
BEN F. COCHRANE  
ERNEST J. GOPPERT  
RICHARD L. GREENE  
E. C. GWILLIM  
E. J. JOHNSON  
LEE E. KEITH

N. V. KURTZ  
HARRY L. LITTLEFIELD  
R. E. McNALLY  
WILL G. METZ  
MARK N. PARTRIDGE  
ALONZO R. SHREVE  
CHARLES M. SMITH  
LEONARD F. THORNTON  
M. B. WALKER

who, after negotiations participated in by R. J. Newell, appointed as the representative of the United States of America, have agreed upon the following articles, to-wit:

## ARTICLE I

A. Where the name of a State is used in this Compact, as a party thereto, it shall be construed to include the individuals, corporations, partnerships, associations, districts, administrative departments, bureaus, political subdivisions, agencies, persons, permittees, appropriators, and all others using, claiming, or in any manner asserting any right to the use of the waters of the Yellowstone River System under the authority of said State.

B. Any individual, corporation, partnership, association, district, administrative department, bureau, political subdivision, agency, person, permittee, or appropriator authorized by or under the laws of a signatory State, and all others using, claiming, or in any manner asserting any right to the use of the waters of the Yellowstone River System under the author-

ity of said State, shall be subject to the terms of this Compact. Where the singular is used in this article, it shall be construed to include the plural.

## ARTICLE II

A. The State of Montana, the State of North Dakota, and the State of Wyoming are hereinafter designated as "Montana," "North Dakota," and "Wyoming," respectively.

B. The terms "Commission" and "Yellowstone River Compact Commission" mean the agency created as provided herein for the administration of this Compact.

C. The term "Yellowstone River Basin" means areas in Wyoming, Montana and North Dakota drained by the Yellowstone River and its tributaries, and includes the area in Montana known as Lake Basin, but excludes those lands lying within Yellowstone National Park.

D. The term "Yellowstone River System" means the Yellowstone River and all of its tributaries, including springs and swamps, from their sources to the mouth of the Yellowstone River near Buford, North Dakota, except those portions thereof which are within or contribute to the flow of streams within the Yellowstone National Park.

E. The term "Tributary" means any stream which in a natural state contributes to the flow of the Yellowstone River, including interstate tributaries and tributaries thereof, but excluding those which are within or contribute to the flow of streams within the Yellowstone National Park.

F. The term "Interstate Tributaries" means the Clarks Fork, Yellowstone River; the Bighorn River (except Little Bighorn River); the Tongue River; and the Powder River, whose confluences with the Yellowstone River are respectively at or near the city (or town) of Laurel, Big Horn, Miles City and Terry, all in the State of Montana.

G. The terms "Divert" and "Diversion" mean the taking or removing of water from the Yellowstone River or any tributary thereof when the water so taken or removed is not returned directly into the channel of the Yellowstone River or of the tributary from which it is taken.

H. The term "Beneficial Use" is herein defined to be that use by which the water supply of a drainage basin is depleted when usefully employed by the activities of man.

I. The term "Domestic Use" shall mean the use of water by an individual, or by a family unit or household for drinking, cooking, laundering, sanitation and other personal comfort and necessities; and for the irrigation of a family garden or orchard not exceeding one-half acre in area.

J. The term "Stock Water Use" shall mean the use of water for livestock and poultry.

## ARTICLE III

A. It is considered that no Commission or administrative body is necessary to administer this Compact or divide the waters of the Yellowstone River Basin as between the States of Montana and North Dakota. The provisions of this Compact, as between the States of Wyoming and Montana, shall be administered by a Commission composed of one representative from the State of Wyoming and one representative from the State of Montana, to be selected by the Governors of said States as such States may choose, and one representative selected by the Director of the United States Geological Survey or whatever federal agency may succeed to the functions and duties of that agency, to be appointed by him at the

request of the States to sit with the Commission and who shall, when present, act as chairman of the Commission without vote, except as herein provided.

B. The salaries and necessary expenses of each State representative shall be paid by the respective State; all other expenses incident to the administration of this Compact not borne by the United States shall be allocated to and borne one-half by the State of Wyoming and one-half by the State of Montana.

C. In addition to other powers and duties herein conferred upon the Commission and the members thereof, the jurisdiction of the Commission shall include the collection, correlation, and presentation of factual data, the maintenance of records having a bearing upon the administration of this Compact, and recommendations to such States upon matters connected with the administration of this Compact, and the Commission may employ such services and make such expenditures as reasonable and necessary within the limit of funds provided for that purpose by the respective States, and shall compile a report for each year ending September 30 and transmit it to the Governors of the signatory States on or before December 31 of each year.

D. The Secretary of the Army; the Secretary of the Interior; the Secretary of Agriculture; the Chairman, Federal Power Commission; the Secretary of Commerce, or comparable officers of whatever federal agencies may succeed to the functions and duties of these agencies, and such other federal officers and officers of appropriate agencies of the signatory states having services or data useful or necessary to the Compact Commission, shall cooperate, ex-officio, with the Commission in the execution of its duty in the collection, correlation, and publication of records and data necessary for the proper administration of the Compact; and these officers may perform such other services related to the Compact as may be mutually agreed upon with the Commission.

E. The Commission shall have power to formulate rules and regulations and to perform any act which they may find necessary to carry out the provisions of this Compact, and to amend such rules and regulations. All such rules and regulations shall be filed in the office of the State Engineer of each of the signatory states for public inspection.

F. In case of the failure of the representatives of Wyoming and Montana to unanimously agree on any matter necessary to the proper administration of this Compact, then the member selected by the director of the United States Geological Survey shall have the right to vote upon the matters in disagreement and such points of disagreement shall then be decided by a majority vote of the representatives of the States of Wyoming and Montana and said member selected by the director of the United States Geological Survey, each being entitled to one vote.

G. The Commission herein authorized shall have power to sue and be sued in its official capacity in any Federal Court of the signatory States, and may adopt and use an official seal which shall be judicially noticed.

#### ARTICLE IV

The Commission shall itself, or in conjunction with other responsible agencies, cause to be established, maintained, and operated such suitable water gaging and evaporation stations as it finds necessary in connection with its duties.

#### ARTICLE V

A. Appropriative rights to the beneficial uses of the water of the Yellowstone River System existing in each signatory State as of January

1, 1950, shall continue to be enjoyed in accordance with the laws governing the acquisition and use of water under the doctrine of appropriation.

B. Of the unused and unappropriated waters of the interstate tributaries of the Yellowstone River as of January 1, 1950, there is allocated to each signatory state such quantity of that water as shall be necessary to provide supplemental water supplies for the rights described in paragraph A of this Article V, such supplemental rights to be acquired and enjoyed in accordance with the laws governing the acquisition and use of water under the doctrine of appropriation, and the remainder of the unused and unappropriated water is allocated to each State for storage or direct diversions for beneficial use on new lands or for other purposes as follows:

1. Clarks Fork, Yellowstone River

- a. To Wyoming .....60%
- To Montana .....40%
- b. The point of measurement shall be below the last diversion from Clarks Fork above Rock Creek.

2. Bighorn River (exclusive of Little Bighorn River)

- a. To Wyoming .....80%
- To Montana .....20%
- b. The point of measurement shall be below the last diversion from the Bighorn River above its junction with the Yellowstone River, and the inflow of the Little Bighorn River shall be excluded from the quantity of water subject to allocation.

3. Tongue River

- a. To Wyoming .....40%
- To Montana .....60%
- b. The point of measurement shall be below the last diversion from the Tongue River above its junction with the Yellowstone River.

4. Powder River (including the Little Powder River)

- a. To Wyoming .....42%
- To Montana .....58%
- b. The point of measurement shall be below the last diversion from the Powder River above its junction with the Yellowstone River.

C. The quantity of water subject to the percentage allocations, in paragraph B 1, 2, 3 and 4 of this Article V, shall be determined on an annual water year basis measured from October 1st of any year through September 30th of the succeeding year. The quantity to which the percentage factors shall be applied through a given date in any water year shall be, in acre-feet, equal to the algebraic sum of:

1. The total diversions, in acre-feet, above the point of measurement for irrigation, municipal, and industrial uses in Wyoming and Montana developed after January 1, 1950, during the period from October 1st to that given date;

2. The net change in storage, in acre-feet, in all reservoirs in Wyoming and Montana above the point of measurement completed subsequent to January 1, 1950, during the period from October 1st to that given date;

3. The net change in storage, in acre-feet, in existing reservoirs in Wyoming and Montana above the point of measurement, which is used for irrigation, municipal, and industrial purposes developed after January 1, 1950, during the period October 1st to that given date;

4. The quantity of water, in acre-feet, that passed the point of meas-



urement in the stream during the period from October 1st to that given date.

D. All existing rights to the beneficial use of waters of the Yellowstone River in the States of Montana and North Dakota, below Intake, Montana, valid under the laws of these States as of January 1, 1950, are hereby recognized and shall be and remain unimpaired by this Compact. During the period May 1 to September 30, inclusive, of each year, lands within Montana and North Dakota shall be entitled to the beneficial use of the flow of waters of the Yellowstone River below Intake, Montana, on a proportionate basis of acreage irrigated. Waters of tributary streams, having their origin in either Montana or North Dakota, situated entirely in said respective States and flowing into the Yellowstone River below Intake, Montana, are allotted to the respective States in which situated.

E. There are hereby excluded from the provisions of this Compact:

1. Existing and future domestic and stock water uses of water: Provided, That the capacity of any reservoir for stock water so excluded shall not exceed 20 acre-feet;

2. Devices and facilities for the control and regulation of surface waters.

F. From time to time the Commission shall re-examine the allocations herein made and upon unanimous agreement may recommend modifications therein as are fair, just, and equitable, giving consideration among other factors to:

Priorities of water rights;

Acreage irrigated;

Acreage irrigable under existing works; and

Potentially irrigable lands.

## ARTICLE VI

Nothing contained in this Compact shall be so construed or interpreted as to affect adversely any rights to the use of the waters of Yellowstone River and its tributaries owned by or for Indians, Indian tribes, and their reservations.

## ARTICLE VII

A. A lower signatory State shall have the right, by compliance with the laws of an upper signatory State, except as to legislative consent, to file application for and receive permits to appropriate and use any waters in the Yellowstone River System not specifically apportioned to or appropriated by such upper State as provided in Article V; and to construct or participate in the construction and use of any dam, storage reservoir, or diversion works in such upper State for the purpose of conserving and regulating water that may be apportioned to or appropriated by the lower State: Provided, That such right is subject to the rights of the upper State to control, regulate, and use the water apportioned to and appropriated by it: And provided further, That should an upper State elect, it may share in the use of any such facilities constructed by a lower state to the extent of its reasonable needs upon assuming or guaranteeing payment of its proportionate share of the cost of the construction, operation, and maintenance. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

B. Each claim hereafter initiated for an appropriation of water in one signatory State for use in another Signatory State shall be filed in the



office of the State Engineer of the signatory State in which the water is to be diverted, and a duplicate copy of the application or notice shall be filed in the office of the State Engineer of the signatory State in which the water is to be used.

C. Appropriations may hereafter be adjudicated in the State in which the water is diverted, and where a portion of all of the lands irrigated are in another signatory State, such adjudications shall be confirmed in that State by the proper authority. Each adjudication is to conform with the laws of the State where the water is diverted and shall be recorded in the County and State where the water is used.

D. The use of water allocated under Article V of this Compact for projects constructed after the date of this Compact by the United States of America or any of its agencies or instrumentalities, shall be charged as a use by the State in which the use is made: Provided, That such use incident to the diversion, impounding, or conveyance of water in one State for use in another shall be charged to such latter State.

#### ARTICLE VIII

A lower signatory State shall have the right to acquire in an upper State by purchase, or through exercise of the power of eminent domain, such lands, easements, and rights-of-way for the construction, operation and maintenance of pumping plants, storage reservoirs, canals, conduits and appurtenant works as may be required for the enjoyment of the privileges granted herein to such lower State. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

#### ARTICLE IX

Should any facilities be constructed by a lower signatory State in an upper signatory State under the provisions of Article VII, the construction, operation, repairs, and replacements of such facilities shall be subject to the laws of the upper State. This provision shall apply with equal force and effect to an upper State in the circumstance of the necessity of the acquisition of rights by an upper State in a lower State.

#### ARTICLE X

No water shall be diverted from the Yellowstone River Basin without the unanimous consent of all the signatory States. In the event water from another river basin shall be imported into the Yellowstone River Basin or transferred from one tributary basin to another by the United States of America, Montana, North Dakota, or Wyoming, or any of them jointly, the State having the right to the use of such water shall be given proper credit therefor in determining its share of the water apportioned in accordance with Article V herein.

#### ARTICLE XI

The provisions of this Compact shall remain in full force and effect until amended in the same manner as it is required to be ratified to become operative as provided in Article XV.

#### ARTICLE XII

This Compact may be terminated at any time by unanimous consent of the signatory States, and upon such termination all rights then established hereunder shall continue unimpaired.

## ARTICLE XIII

Nothing in this Compact shall be construed to limit or prevent any State from instituting or maintaining any action or proceeding, legal or equitable, in any Federal Court or the United States Supreme Court, for the protection of any right under this Compact or the enforcement of any of its provisions.

## ARTICLE XIV

The physical and other conditions characteristic of the Yellowstone River and peculiar to the territory drained and served thereby and to the development thereof, have actuated the signatory States in the consummation of this Compact, and none of them, nor the United States of America by its consent and approval, concedes thereby the establishment of any general principle or precedent with respect to other interstate streams.

## ARTICLE XV

This compact shall become operative when approved by the Legislature of each of the signatory States and consented to and approved by the Congress of the United States.

## ARTICLE XVI

Nothing in this Compact shall be deemed:

(a) To impair or affect the sovereignty or jurisdiction of the United States of America in or over the area of waters affected by such compact, any rights or powers of the United States of America, its agencies, or instrumentalities, in and to the use of the waters of the Yellowstone River Basin nor its capacity to acquire rights in and to the use of said waters;

(b) To subject any property of the United States of America, its agencies, or instrumentalities to taxation by any State or subdivision thereof, nor to create an obligation on the part of the United States of America, its agencies, or instrumentalities, by reason of the acquisition, construction, or operation of any property or works of whatsoever kind, to make any payments to any State or political subdivision thereof, state agency, municipality, or entity whatsoever in reimbursement for the loss of taxes;

(c) To subject any property of the United States of America, its agencies, or instrumentalities, to the laws of any State to an extent other than the extent to which these laws would apply without regard to the Compact.

## ARTICLE XVII

Should a court of competent jurisdiction hold any part of this Compact to be contrary to the constitution of any signatory State or of the United States of America, all other severable provisions of this Compact shall continue in full force and effect.

## ARTICLE XVIII

No sentence, phrase, or clause in this Compact or in any provision thereof, shall be construed or interpreted to divest any signatory State or any of the agencies or officers of such States of the jurisdiction of the water of each State as apportioned in this Compact.

IN WITNESS WHEREOF the Commissioners have signed this Compact in quadruplicate original, one of which shall be filed in the archives of the Department of State of the United States of America and shall be deemed

the authoritative original, and of which a duly certified copy shall be forwarded to the Governor of each signatory State.

Done at the City of Billings in the State of Montana, this 8th day of December, in the year of Our Lord, One Thousand Nine Hundred and Fifty.

Commissioners for the State of Montana:

FRED E. BUCK  
A. W. BRADSHAW  
H. W. BUNSTON  
JOHN HERZOG  
JOHN HERZOG  
JOHN M. JARUSSI  
ASHTON JONES  
CHRIS JOSEPHSON  
A. WALLACE KINGSBURY  
P. F. LEONARD  
P. F. LEONARD  
WALTER M. McLAUGHLIN  
DAVE M. MANNING  
JOSEPH MUGGLI  
CHESTER E. ONSTAD  
CHESTER E. ONSTAD  
ED F. PARRIOTT  
R. R. RENNE  
KEITH W. TROUT  
KEITH W. TROUT

FRED E. BUCK  
A. W. BRADSHAW  
H. W. BUNSTON  
  
JOHN M. JARUSSI  
ASHTON JONES  
CHRIS JOSEPHSON  
A. WALLACE KINGSBURY

WALTER M. McLAUGHLIN  
DAVE M. MANNING  
JOSEPH MUGGLI

ED F. PARRIOTT  
R. R. RENNE

Commissioners for the State of North Dakota:

I. A. ACKER  
EINAR H. DAHL  
J. J. WALSH

I. A. ACKER  
EINAR H. DAHL  
J. J. WALSH

Commissioners for the State of Wyoming:

L. C. BISHOP  
EARL T. BOWER  
J. HAROLD CASH  
BEN F. COCHRANE  
ERNEST J. GOPPERT  
RICHARD L. GREENE  
E. C. GWILLIM  
E. J. JOHNSON  
LEE E. KEITH  
N. V. KURTZ  
HARRY L. LITTLEFIELD  
R. E. McNALLY  
WILL G. METZ  
MARK N. PARTRIDGE  
ALONZO R. SHREVE  
CHARLES M. SMITH  
LEONARD F. THORNTON  
M. B. WALKER

L. C. BISHOP  
EARL T. BOWER  
J. HAROLD CASH  
BEN F. COCHRANE  
ERNEST J. GOPPERT  
RICHARD L. GREENE  
E. C. GWILLIM  
E. J. JOHNSON  
LEE E. KEITH  
N. V. KURTZ  
HARRY L. LITTLEFIELD  
R. E. McNALLY  
WILL G. METZ  
MARK N. PARTRIDGE  
ALONZO R. SHREVE  
CHARLES M. SMITH  
LEONARD F. THORNTON  
M. B. WALKER

"I have participated in the negotiation of this Compact and intend to report favorably thereon to the Congress of the United States.

R. J. NEWELL,  
R. J. Newell, Representative of  
The United States of America."

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the communication from the Governor concerning the Yellowstone River Compact, be referred to the Committee on Irrigation and Water Conservation.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

House Bill No. 60, introduced by Esp and Scofield. A bill for an act entitled: "An act to amend Section 16-2021, Revised Codes of Montana, 1947, relating to petition and election required for county bonds issued for the purpose of making additions to, and repairing public buildings, and for the purpose of furnishing and equipping the same; and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Townships and Counties.

House Bill No. 61, introduced by McElwain and Loble. A bill for an act entitled: "An act to amend Section 59-510 of the Revised Codes of Montana of 1947, relating to office hours of public officers." Referred to Committee on Judiciary.

House Bill No. 62, introduced by Wiedman. A bill for an act entitled: "An act to provide for the conveyance of lands and interests in lands or other property owned by the state within Glacier National Park to the United States at one-half of an agreed appraised value, without competition; repealing all acts and parts of acts in conflict herewith; providing for an appropriation by the state for credit to the State School and Capitol Building funds; and also providing an effective date." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 63, introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to repeal Section 84-416 of the Revised Codes of Montana of 1947 relating to assessment of personal property situated in a county other than that of the owner." Referred to Committee on Ways and Means.

House Bill No. 64, introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-1802 of the Revised Codes of Montana of 1947, as amended by Section 1, Chapter 202, Laws of the Thirty-first Legislative Assembly, relating to gasoline dealers' statements and amount of tax payable by such dealers." Referred to Committee on Ways and Means.

House Bill No. 65, introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-2204 of the Revised Codes of Montana of 1947, relating to oil producers license tax and determination of gross value of product." Referred to Committee on Ways and Means.

House Bill No. 66, introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-4201 and 84-4202 of the Revised Codes of Montana of 1947, relating to the collection of personal property taxes not a lien on real property." Referred to Committee on Ways and Means.

House Bill No. 67, introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-5404 of the Revised Codes of Montana of 1947, relating to deduction of capital expenditures in determining net proceeds." Referred to Committee on Ways and Means.

House Bill No. 68, introduced by Ways and Means Committee, by re-



quest. A bill for an act entitled: "An act to amend Section 84-5702 of the Revised Codes of Montana of 1947, relating to license tax on trade stimulators." Referred to Committee on Ways and Means.

House Bill No. 69, introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of mining ore containing vermiculite, perlite, kerrite, maconite, or any other micaceous minerals or hydrous silicates or engaged in working or operating any mine or mining property in the State of Montana from which such minerals are mined, produced or extracted, to pay to the State Board of Equalization for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this act." Referred to Committee on Ways and Means.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 13, 18, 21, 29 and 46, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Emmons: A bill for an act entitled: "An act to amend Section 11-1104 of the Revised Codes of Montana of 1947 by adding thereto a subsection prohibiting re-enactment of ordinances repealed by initiative of the voters."

By Schiltz: A bill for an act entitled: "An act to amend Section 91-520, Revised Codes of Montana, 1947, relating to receipt of estates by aliens in foreign country and setting forth the conditions under which non-resident aliens may qualify as an heir, devisee and/or legatee in Montana, and repealing all acts and parts of acts in conflict herewith."

By Dwyer: A bill for an act entitled: "An act to amend Section 91-521, Revised Codes of Montana, 1947, relating to the duties of executors and administrators in estates involving alien heirs and repealing all acts and parts of acts in conflict herewith."

By Aronow: A bill for an act entitled: "An act appropriating money to the attorney general for the following purposes: To enable the attorney general to hire expert witnesses in the trial of escheated estates; to order and pay for the taking of depositions of necessary witnesses in escheated estates; to employ counsel to represent the State of Montana in the taking of depositions and interviewing witnesses; to subpoena witnesses and to pay their fees and necessary traveling expenses; to order and secure original documents and photostats thereof and in general to further the enforcement of the escheated property act and declaring an emergency. All acts and parts of acts in conflict herewith are hereby repealed."

By Dwyer and Aronow: A bill for an act entitled: "An act to amend



Section 91-512, Revised Codes of Montana, 1947, relating to the duties of the attorney general; employment of special assistant, and to increase the salary of the special assistant and to provide for expenses; repealing all acts and parts of acts in conflict herewith."

By Sykes: A bill for an act entitled: "An act to amend Section 91-3801, Revised Codes of Montana, 1947, relating to proceedings to determine heirship and repealing all acts and parts of acts in conflict herewith."

By McElwain: A bill for an act entitled: "An act to amend Section 91-3802, Revised Codes of Montana, 1947, relating to proceedings to determine heirship and interest in estates and repealing all acts and parts of acts in conflict herewith."

By Fulton, Scofield, Esp and Brenner: A bill for an act entitled: "An act to provide for the qualifications of liquor brokers, the licensing of such brokers by the State Board of Examiners and the bonding of such brokers in the sum of \$25,000.00, and to amend Section 4-112, Revised Codes of Montana, 1947, relating to the functions, powers, and duties of the Montana Liquor Control Board to prohibit the purchase of liquors by said board from or through any persons other than licensed, bonded liquor brokers."

By Emmons, Michels, Trout, Jensen and McBride: A bill for an act entitled: "An act to amend Sections 92-701, 92-702, 92-703, 92-704, Revised Codes of Montana, 1947, as amended by Chapter 7, Montana Session Laws of 1949, relating to compensation for injuries to workmen, by increasing compensation in cases of: temporary, total, and total partial disabilities and for injuries causing death."

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 39, respectfully report as follows: That House Bill No. 39 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 40, respectfully report as follows: That House Bill No. 40 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 42, respectfully report as follows: That House Bill No. 42 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 41, respectfully report as follows: That House Bill No. 41 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 60, respectfully report as follows: That House Bill No. 60 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 5, respectfully report as follows: That Senate Bill No. 5 be concurred in.

NORBY, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, January 19, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### NINETEENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 19, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except Jensen, Karlberg, Rostad and Westlake, who were excused; and Hess was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Eighteenth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 28, beg leave to report that the same has this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

### INTRODUCTION OF BILLS

The following were introduced, read first and seconded times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 70, introduced by Sykes. A bill for an act entitled: "An act to amend Section 91-3801, Revised Codes of Montana, 1947, relating to proceedings to determine heirship and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 71, introduced by McElwain. A bill for an act entitled: "An act to amend Section 91-3802, Revised Codes of Montana, 1947, relating to proceedings to determine heirship and interest in estates and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 72, introduced by Dwyer. A bill for an act entitled: "An act to amend Section 91-521, Revised Codes of Montana, 1947, relating to the duties of executors and administrators in estates involving alien heirs and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 73, introduced by Schiltz. A bill for an act entitled: "An act to amend Section 91-520, Revised Codes of Montana, 1947, relating to receipt of estates by aliens in foreign country and setting forth the conditions under which non-resident aliens may qualify as an heir, devisee and/or legatee in Montana, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 74, introduced by Dwyer and Aronow. A bill for an act

entitled: "An act to amend Section 91-512, Revised Codes of Montana, 1947, relating to the duties of the attorney general; employment of special assistant, and to increase the salary of the special assistant and to provide for expenses; repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 75, introduced by McElwain, O'Connor and Taylor. A bill for an act entitled: "An act to amend Chapter 88 of the Session Laws of the Thirty-first Legislative Assembly, 1949, directing the State Board of Examiners to issue University of Montana building bonds of the State of Montana under the provisions of Chapter 249 of the Thirtieth Legislative Assembly, 1947, which law was submitted to the vote of the electors of the state at the general election held in the State of Montana on November 2, 1948, and received a majority of the votes cast for and against it at said election; and which law provided that moneys derived from the sale of said bonds should be used for the purpose of construction and equipping of necessary buildings, other permanent improvements, acquisition of necessary grounds therefor, in and about the University of Montana, consisting of the six units thereof now existing: namely, Montana State University at Missoula, Montana State College at Bozeman, Montana School of Mines at Butte, Montana State Normal College at Dillon, Eastern Montana State Normal School at Billings, and the Northern Montana College at Havre; provided for the serial issuance of said bonds, and limited the use of the funds for the purposes set forth, and validated such use, and providing for the allocation of the proceeds of said bonds to the several institutions therein named." Referred to Committee on Judiciary.

House Bill No. 76, introduced by Aronow. A bill for an act entitled: "An act appropriating money to the attorney general for the following purposes: To enable the attorney general to hire expert witnesses in the trial of escheated estates; to order and pay for the taking of depositions of necessary witnesses in escheated estates; to employ counsel to represent the State of Montana in the taking of depositions and interviewing witnesses; to subpoena witnesses and to pay their fees and necessary traveling expenses; to order and secure original documents and photostats thereof and in general to further the enforcement of the escheated property act and declaring an emergency, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Appropriations.

House Bill No. 77, introduced by Emmons. A bill for an act entitled: "An act to amend Section 11-1104 of the Revised Codes of Montana of 1947 by adding thereto a sub-section prohibiting re-enactment of ordinances repealed by initiative of the voters." Referred to Committee on Affairs of Cities.

House Bill No. 78, introduced by Emmons, Michels, Trout, Jensen and McBride. A bill for an act entitled: "An act to amend Sections 92-701, 92-702, 92-703, 92-704, Revised Codes of Montana, 1947, as amended by Chapter 7, Montana Session Laws of 1949, relating to compensation for injuries to workmen, by increasing compensation in cases of: temporary, total, and total partial disabilities and for injuries causing death." Referred to Committee on Workmen's Compensation.

House Bill No. 79, introduced by Ways and Means Committee, by request. A bill for an act entitled: "An act to amend Section 84-5402 of the Revised Codes of Montana of 1947, relating to statements of gross yield of mines." Referred to Committee on Ways and Means.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Page (Missoula) in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 17 do pass.

That House Bill No. 23 do pass.

That House Bill No. 31 do pass.

That House Bill No. 43 do pass.

That House Bill No. 13 do pass.

That House Bill No. 18 do pass.

That House Bill No. 21 do pass.

That House Bill No. 29 do pass.

That House Bill No. 46 do pass.

That Senate Bill No. 5 be concurred in.

PAGE (Missoula), Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 49, respectfully report as follows: That House Bill No. 49 do not pass.

BRADLEY, Chairman.

It was moved by Bradley, duly seconded, that the committee report be adopted. As a substitute motion, it was moved by Page (Granite), duly seconded, that House Bill No. 49 be printed and placed on General Orders. Motion lost. Whereupon the report was adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 4, respectfully report as follows: That Senate Bill No. 4 be concurred in.

BRADLEY, Chairman.

Report adopted.

#### THIRD READING

The following, having been read three several times, history and title agreed to, was disposed of as follows:

Senate Bill No. 5 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Babich, Hess. Total 2.

Excused: Barnard, Jensen, Karlberg, Rostad, Sagunsky, Taylor, Westlake. Total 7.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 16-55, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day, introduce the following:

By Graybill: A bill for an act entitled: "An act to amend Section 11-1604 of the Revised Codes of Montana, 1947, relating to when judge of police court cannot act, to provide for calling in qualified elector if justice of the peace unavailable or unwilling to act."

By Graybill: A bill for an act entitled: "An act to amend Section 11-726 of the Revised Codes of Montana, 1947, relating to salaries of police judges, to provide increase in maximum salary."

By Emmons, Clark, Blikken, Trout, Graybill, Tripp and Cook: A bill for an act entitled: "An act to amend Section 92-702, Revised Codes of Montana, 1947, as amended by Chapter 7, Montana Session Laws, 1949, relating to compensation to be paid injured workmen under the workmen's compensation act for an injury producing total disability permanent in character, providing that compensation be paid for the duration of the injury."

By Magnuson: A bill for an act entitled: "An act to amend Section 26-104 of the Revised Codes of Montana of 1947, by adding a sub-section to be known as (24), empowering the Fish and Game Commission to set aside certain areas and seasons wherein big game animals may be hunted only by the bow and arrow; providing for fixing license fees to be paid, in addition to fees for regular licenses for hunting big game."

By Magnuson, Loble, Gebhardt, Blewett, Karlberg, Harpster and Trout: A bill for an act entitled: "An act to amend Chapter 293, Laws of Montana, 1947, providing for minimum compensation for duly appointed and confirmed members of paid fire departments of cities and towns of the first or second class; and providing for the repeal of acts insofar as they are in conflict herewith."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 58, respectfully report as follows: That House Bill No. 58 do not pass.

HAWKS, Chairman.



It was moved by Hawks, duly seconded, that the committee report be adopted. As a substitute motion, it was moved by Cook that House Bill No. 58 be printed. Motion duly seconded. A one-third vote only being required, said substitute motion was carried by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Hauge, Holtz, Lien, Loble, MacDonald, McBride, Michels, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 32.

Noes: Atkinson, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Higgins, Leuthold, Loughran, Mackay, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Smith, Taylor, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 47.

Absent and not voting: Hess, Iten, Lockridge, Magnuson, Skibby, Sykes, Watkins. Total 7.

Excused: Jensen, Karlberg, Rostad, Westlake. Total 4.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 31.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 13, 23, 29, 17 and 46.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 30, respectfully report as follows: That House Bill No. 30 be amended in line 22, page 1 after the word "exceed" to read "three thousand six hundred Dollars," the figures "\$4200.00" on line 23 be amended to read "\$3600" and be further amended in line 6, page 2 after the word "exceed" to read "three thousand dollars (\$3000.00)" and as so amended the bill do pass.

PHILLIPS, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

January 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence: Senate Bill No. 11—Toman et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

Senate Bill No. 11, introduced by Toman, Sawtell, Nesvig, Busch and Gardner. A bill for an act entitled: "An act to amend Section 26-301, Revised Codes of Montana, 1947, as amended by Chapter 157, Laws of Thirty-first Legislative Assembly, 1949, relating to the restrictions of manner of taking and possessing fish and game, to provide that it shall be lawful to catch fish with set-lines in certain named streams." Referred to Committee on Fish and Game.

Senate Bill No. 9, introduced by Larson. A bill for an act entitled: "An act authorizing the impounding and restraining within the State of Montana the waters of the Clark Fork river for a distance not exceeding twenty-five miles from the Idaho-Montana boundary line, by a dam located on said river in the State of Idaho, and constructed by any person, firm, partnership or corporation authorized to do business in the State of Montana, and providing that present and future appropriations of water for irrigation and domestic use in Montana shall have priority over water for power use at said dam, and providing that this act shall take effect upon its passage and approval." Referred to Committee on Irrigation and Water Conservation.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 13 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 75.

Noes: Graybill, Rieder, Tripp, Wilson (Judith Basin). Total 4.

Absent and not voting: Iten, Magnuson, Sagunsky, Skibby, Watkins, Hess and Lockridge. Total 7.

Excused: Jensen, Karlberg, Rostad, Westlake. Total 4.

House Bill No. 23 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Aronow, Iten, Lockridge, Magnuson, Sagunsky, Skibby, Taylor, Watkins. Total 8.

Excused: Jensen, Karlberg, Rostad, Westlake. Total 4.

House Bill No. 29 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Karlberg, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Aronow, Hess, Iten, Lockridge, Magnuson, Skibby, Watkins, Westlake, Working. Total 9.

Excused: Jensen, Rostad, Sagunsky, Taylor. Total 4.

House Bill No. 17 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Haines (Flathead), Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Aronow, Hess, Iten, Lockridge, Magnuson, Skibby, Watkins, Westlake, Working. Total 9.

Excused: Jensen, Karlberg, Rostad, Sagunsky, Taylor. Total 5.

House Bill No. 46 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Aronow, Hess, Iten, Lockridge, Magnuson, Nixon, Sagunsky, Skibby, Taylor, Watkins, Westlake, Working. Total 12.

Excused: Jensen, Karlberg, Rostad. Total 3.

House Bill No. 31 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade),

Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Aronow, Blikken, Hess, Iten, Lockridge, Magnuson, Nixon, Sagunsky, Skibby, Taylor, Watkins, Westlake, Working. Total 13.

Excused: Jensen, Karlberg, Rostad. Total 3.

### MESSAGES FROM THE SENATE

January 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Bill No. 9 by Larson.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Saturday, January 20, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### TWENTIETH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 20, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present, except the following who were excused: Anderson (Cascade), Aronow, Barnard, Jensen, Karlberg, Norby, Peters, Rieder, Taylor, Lockridge, Iten, Watkins and Crist.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Nineteenth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills No. 18, 21 and 43.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills No. 39, 41 and 42, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Section 84-1801 of the Revised Codes of Montana of 1947, defining terms used in the gasoline license tax law."

By Esp and Scofield: A bill for an act entitled: "An act appropriating all balances of money remaining in the appropriation made under the provisions of House Bill No. 38, Laws of 1949, from the State Treasury for the equipping of the Veterinary Research Laboratory at the Montana Agricultural Experiment Station and for necessary improvements; and repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act."

By Purdy and Hess: A bill for an act entitled: "An act to appropriate to the State Board of Examiners money in addition to the appropriation made by Chapter 88 of the Laws of 1949, for the purpose of increasing the Building Fund of the Greater University of Montana; providing the manner in which such additional moneys and the said appropriation made by Chapter 88 of the Laws of 1949 shall be reallocated; providing the manner in which the additional moneys hereby appropriated shall be raised; declaring this act to be valid notwithstanding the provisions of the budget act and repealing Chapter 88 of the Laws of 1949 and all acts or parts of acts in conflict herewith."

By Esp, Working and Scofield: A bill for an act entitled: "An act to amend Section 75-1813, Revised Codes of Montana, 1947, allowing any two or more school districts to consolidate; and repealing all acts or parts of acts in conflict therewith."

By Blikken, Andersen (Richland), Trout, Seifert and Omholt: A bill for an act entitled: "An act to amend and re-enact Section 32-302, of the Revised Codes of Montana, 1947, relating to powers and duties of County Commissioners respecting highways by adding Section 12 providing for authorizing the County Commissioners of any county to enter into and contract jointly or independently with either the Montana Highway Commission, the United States Bureau of Public Roads or any other Federal Agency for, to buy, or otherwise acquire, right of way, to lay out roads, survey, build, construct, maintain or do any other thing essential in constructing or building farm to market roads, also designated as secondary roads, or feeder roads, by contract, force account or by any other working agreement on behalf of their respective county, and repealing all acts and parts of acts in conflict herewith."

By Blikken, Andersen (Richland), Trout, Seifert, and Omholt: A bill for an act entitled: "An act to amend and re-enact Section 32-1608 relating to the State Highway Commission and Highway Engineer, by authorizing the Montana Highway Commission to enter into any contract with any Board of County Commissioners that elect to contract for, to acquire right



of-way, survey, build, construct and maintain any farm to market secondary and feeder roads within their respective county, by force account or by day labor, or by any other agreement that the County Commissioners may elect, and repealing all acts and parts of acts in conflict herewith."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 8, respectfully report as follows: That House Bill No. 8 do pass.

WEIDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 9, respectfully report as follows: That House Bill No. 9 do pass.

WEIDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 10, respectfully report as follows: That House Bill No. 10 do pass.

WEIDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 61, respectfully report as follows: That House Bill No. 61 do pass.

WEIDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Bill No. 9, respectfully report as follows: That Senate Bill No. 9 be concurred in.

SEIFERT, Chairman.

Report adopted.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

House Bill No. 80, introduced by Magnuson, Loble, Gebhardt, Blewett, Karlberg, Harpster and Trout. A bill for an act entitled: "An act to amend Chapter 293 of the Session Laws of the Thirtieth Legislative assembly of the State of Montana for 1947, providing for minimum compensation for duly appointed and confirmed members of paid fire departments of cities and towns of the first or second class, and providing for the repeal of acts insofar as they are in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 81, introduced by Magnuson. A bill for an act entitled: "An act to amend Section 26-104 of the Revised Codes of Montana of 1947, by adding a sub-section to be known as (24), empowering the Fish and Game Commission to set aside certain areas and seasons wherein big game animals may be hunted only by the bow and arrow; providing for fixing license fees to be paid, in addition to fees for regular licenses for hunting big game." Referred to Committee on Fish and Game.

House Bill No. 82, introduced by Graybill. A bill for an act entitled: "An act to amend Section 11-1604 of the Revised Codes of Montana, 1947, relating to when judge of police court cannot act, to provide for calling in qualified elector if justice of the peace unavailable or unwilling to act,

and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 83, introduced by Graybill. A bill for an act entitled: "An act to amend Section 11-726 of the Revised Codes of Montana, 1947, relating to salaries of police judges, to provide increase in maximum salaries, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

### THIRD READING

The following having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 18 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Hauge, Schiltz and Skibby. Total 3.

Excused: Anderson (Cascade), Aronow, Barnard, Crist, Iten, Jensen, Karlberg, Lockridge, Norby, Peters, Rieder, Taylor, Watkins, Total 13.

House Bill No. 21 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Schiltz and Skibby. Total 2.

Excused: Anderson (Cascade), Aronow, Barnard, Crist, Iten, Jensen, Karlberg, Lockridge, Norby, Peters, Rieder, Taylor, Watkins. Total 13.

House Bill No. 43 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky,

Sales, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Dwyer, Schiltz, Skibby. Total 3.

Excused: Anderson (Cascade), Aronow, Barnard, Crist, Iten, Jensen, Karlberg, Lockridge, Norby, Peters, Rieder, Taylor, Watkins. Total 13.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Bradley of Prairie in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 28 do pass.

That Senate Bill No. 4 be concurred in.

That House Bill No. 16 do pass.

That House Bill No. 55 do pass.

That Senate Bill No. 9 be concurred in.

BRADLEY, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 4 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Phillips, Schiltz and Skibby. Total 3.

Excused: Anderson (Cascade), Aronow, Barnard, Crist, Iten, Jensen, Karlberg, Lockridge, Norby, Peters, Rieder, Taylor, Watkins. Total 13.

Senate Bill No. 9 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Good-

game, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Scofield, Seifert, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 69.

Noes: Beck, Blikken, Cook, Holtz, Valach, Wilson (Judith Basin). Total 6.

Absent and not voting: Omholt, Schiltz and Skibby. Total 3.

Excused: Anderson (Cascade), Aronow, Barnard, Crist, Iten, Jensen, Karlberg, Lockridge, Norby, Peters, Rieder, Watkins. Total 12.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Monday, January 22, 1951, at 1:00 P. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## TWENTY-SECOND LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 22, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Barnard, Clark and Phillips. Aronow, Freshman, and Karlberg were absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twentieth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 40-60, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 16, House Bill No. 28 and House Bill No. 55.

OMHOLT, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Sections 84-5601, 84-5602, 84-5603, 84-5606, 84-5607, 84-

5608, 84-5609, 84-5610 and 84-5611 of the Revised Codes of Montana of 1947, relating to cigarette license taxation."

By Crist, Aronow and Scofield: A bill for an act entitled: "An act to amend Section 94-2807 of the Revised Codes of Montana, 1947, relating to the publication or broadcast of a true report of public proceedings being privileged; repealing all acts or parts of acts in conflict herewith."

By Haines (Missoula): A bill for an act entitled: "An act relating to commerce in oleomargarine within the State of Montana, defining the terms used in this act, regulating the sale at retail of yellow oleomargarine, requiring public eating places serving yellow oleomargarine to give notice to patrons, regulating the advertising of oleomargarine, requiring that the sale of oleomargarine at retail shall be by net weight, and providing for the labeling thereof, prescribing penalties for the violation of this act, providing for the administration and enforcement of this act by the Department of Agriculture, Labor and Industry, the severability of the provisions of this act, the revision and amendment of certain other acts relative to oleomargarine, the repeal of Sections 3.2435, 3.2444, 3.2473, 3.2474 and 3.2475, of the Revised Codes of Montana of 1947, Sections 1 to 23, inclusive, of Chapter 138, Laws of Montana, 1949, approved March 1, 1949, and all other acts and parts of acts in conflict herewith, and providing that the effective date shall be upon passage and approval.

By Page (Missoula): A bill for an act entitled: "An act to create and establish the office of State Controller for the State of Montana; to provide for the appointment, fix the compensation, term of office and bond, and specify the qualifications of the State Controller, and to define his powers and duties; to provide for the establishment by such Controller of a system of expenditure and budget control; to provide for limiting the expenditures and specifying the duties of all officers, departments, boards, bureaus, commissions, institutions and agencies of the State of Montana in relation to said system of expenditure and budget control; providing for the examination by the controller of the books and accounts of certain institutions and agencies, for examination by him into the financial affairs of all state institutions and agencies, and for plans for improvements and economies in the organization and operation thereof; providing for tentative budgets for all state institutions and agencies and for revisions thereof; amending Sections 79-1002, 79-1004, 79-1005 and 79-1009, Revised Codes of Montana, 1947, relating to state budgets; amending Section 82-102 Revised Codes of Montana, 1947, relating to state accountant; amending Section 82-1001, Revised Codes of Montana, 1947, creating the State Purchasing Department and Agent and providing that the State Controller shall be Ex Officio the State Purchasing Agent; providing for assistance to the Legislature during the consideration of appropriation measures and for reports by the Controller; providing for preserving the continuity of official action by and appropriations for the incumbent State Purchasing Agent and State Accountant and the State Controller succeeding them; repealing Sections 82-101, 82-103, 82-104 and 82-105, Revised Codes of Montana, 1947, relating to State Accountant; and repealing all acts and parts of acts in conflict herewith."

By Sykes: A bill for an act entitled: "An act to amend Section 26-341 and Section 26-342 of Chapter 3 of fish and game regulations of the Revised Codes of Montana of 1947, relating to the killing and dressing of game."

By Valach, Emmons, Haines (Flathead), Sykes and Graybill: A bill for an act entitled: "An act to encourage industrial safety in Montana and providing for employers' and employees' duties as to safety; providing for employers' and employees' duties as to safety; providing code-making power for The Industrial Accident Board and providing for the establishment of safety codes for industry in Montana to take effect in thirty days after the filing of certified copies in the office of the Secretary of State; for the publishing of said codes; permitting the chairman of the Industrial Accident



Board to provide for variations in codes; providing for court review of the action of The Industrial Accident Board; establishing penalties for failure to comply with codes; providing for separability."

By Higgins: A bill for an act entitled: "An act to amend Section 71.314 of the Revised Codes of Montana of 1947, so as to provide that certain payments made by the Federal Government to applicants for welfare assistance shall not be considered in determining amount of relief assistance."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 35, respectfully report as follows: That House Bill No. 35 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 45, respectfully report as follows: That House Bill No. 45 be amended in the original typewritten bill by striking out in line 14 the words "is hereby" and inserting in lieu thereof the words "shall be" and by further amending in line 14 by striking out the word "at" and inserting in lieu thereof the words "by the Board of County Commissioners at not to exceed" and that as amended recommend House Bill No. 45 do pass.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 59, respectfully report as follows: That House Bill No. 59 be amended on page 3 of the original typewritten bill in line 8 by inserting in line 8 following the word "and" the words "one or more" and by further amending in line 8 by striking out the word "Vice-Chairman" and inserting in lieu thereof the word "Vice-Chairmen" and further amended in line 8 by striking out the words "one of whom shall be a woman" and inserting in lieu thereof the words "provided that either the Chairman or First Vice-Chairman shall be a woman" and that as amended recommend House Bill No. 59 do pass.

HARPSTER, Chairman.

Report adopted.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 84, introduced by Foley and Emmons. A bill for an act entitled: "An act to amend Section 4-439, Revised Codes of Montana, 1947, pertaining to alcoholic beverages and providing for revocation of license and penalties violating the Montana retail liquor license act, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Liquor Control.

House Bill No. 85, introduced by Esp and Scofield. A bill for an act entitled: "An act appropriating all balances of money remaining in the appropriation made under the provisions of House Bill No. 38, Laws of 1949, from the State Treasury for the equipping of the Veterinary Research Laboratory at the Montana Agricultural Experiment Station and for necessary improvements; and repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act." Referred to Committee on Appropriations.

House Bill No. 86, introduced by Esp, Working and Scofield. A bill for an act entitled: "An act to amend Section 75-1813 Revised Codes of Montana, 1947, allowing any two or more school districts to consolidate; and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Education.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 16 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Aronow, Freshman, Karlberg, Page (Missoula), Wiedman. Total 5.

Excused: Clark, Barnard, Phillips. Total 3.

House Bill No. 28 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Aronow, Freshman, Karlberg, Rieder. Total 4.

Excused: Barnard, Clark, Phillips. Total 3.

House Bill No. 55 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Sco-

field, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Aronow, Freshman, Karlberg, Watkins. Total 4.

Excused: Barnard, Clark, Phillips. Total 3.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that consideration of General Orders be passed for the day.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Tuesday, January 23, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### TWENTY-THIRD LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 23, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following, who were excused: Blewett.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twenty-second Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 8-9-10-30, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Education: A bill for an act entitled: "An act to amend Section 9 of Chapter 142, Laws of 1949, providing for the duration and renewal of certificates and providing for the rules and regulations for renewal to be formulated by the State Board of Education."

By Committee on Education: A bill for an act entitled: "An act providing for the repeal of Section 75-2510 of the Revised Codes of Montana, 1947, which act provides for the types of certificates established for the purpose of articulating with neighboring states having similar types of certificates."

By Committee on Education: A bill for an act entitled: "An act providing for the repeal of Section 75-1314 of the Revised Codes of Montana, 1947, which act provides examinations for teachers' certificate."

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-1901 of the Revised Codes of Montana, 1947, relating to the duties of school district clerk and providing for his responsibility to the school trustees and to the superintendent of schools."

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-3902 Revised Codes of Montana, 1947, relating to the maximum amount for which any school district shall be allowed to become indebted by the issuance of bonds or otherwise."

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-2203 of the Revised Codes of Montana, 1947, providing for the length of the school year."

By Committee on Education: A bill for an act entitled: "An act to amend part 4 of Section 75-107 of the Revised Codes of Montana, 1947, which act provides for the standards of promotion to high school, the accrediting of high schools and examinations by eighth graders to determine eligibility for high school attendance."

By Committee on Affairs of Cities: A bill for an act entitled: "An act for a license tax by cities and towns on trade stimulators including punch boards, pull cards, articles and similar devices; fixing the amount of such tax, prescribing the method of administration by cities and towns subsequent to passage and approval of a proper ordinance, the disposition of the revenue from said licenses, making violation a misdemeanor, providing penalties for the violation of this act, repealing all acts or parts of acts in conflict herewith and fixing the effective date upon passage and approval."

By Skibby and Fulton: A bill for an act entitled: "An act to amend Section 81-1704 of the Revised Codes of Montana, 1947, relating to royalty payable under oil and gas leases payable to the State of Montana, to provide for the reservation to the state of a flat 12½% royalty of all oil and gas produced and saved under leases of non-proven lands."

By Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-112 of the Revised Codes of Montana, 1947, relating to the functions, duties and powers of the Montana Liquor Control Board, by adding a paragraph (L) authorizing the board to assist in policing of problems arising from the liquor business, the sale and consumption of liquor by allocating funds to counties, cities and towns for law enforcement."

By Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-226 of the Revised Codes of Montana, 1947, declaring all property and moneys acquired by the Montana Liquor Control Board as the property of the state; the payment of expenses, debts and liabilities of the board from the returns of the board; amending by placing an exception on the designating of the property of the state."

By Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-229 of the Revised Codes of Montana, 1947, relating to the disposition of money received by the Montana Liquor Control Board of the State of Montana, authorizing expenditures for administration of the Liquor Control Act, salaries, expenses of officers, agents and employees, expenses in acquiring property and merchandise, prohibiting debts and claims chargeable against the State of Montana, providing for payment of all receipts from taxes and licenses to the State Treasury; amending the Section to provide for payment to the State Treasury of ninety per cent (90%) in place of 100 per cent of the net proceeds from the operation of



State liquor stores and ten per cent (10%) to be paid by the board to the county treasurers according to amount of liquor sold within each county; providing for time of payment to the county treasurers; providing for apportioning, allocating and paying to the treasurers of incorporated cities and towns and apportioning and allocating to the counties on a per capita basis as to last total registration of voters for general elections; providing for the placing of apportioned funds in special funds in the counties, incorporated cities and towns for enforcement of the law and policing; creating duty on county clerk and recorders to file immediately after closing of registration, a certified statement of number of registered voters in incorporated cities and towns and rural voters of the county with Montana Liquor Control Board and county treasurers; providing for the use of the special funds for the purpose of law enforcement and policing only; repealing all acts and parts of acts in conflict therewith and providing for effective date of the act."

By Pierce, Leuthold, Harpster, Watkins and Sagunsky: A bill for an act entitled: "An act to amend Sections 32-1601, 32-1602, 32-1603, 32-1604, 32-1605, 32-1607, 32-1608, 32-1610 and Section 32-1620, relating to the Montana State Highway Commission, providing for an executive committee thereof, relating to the State Highway Engineer; defining powers and duties; repealing all acts and parts of acts in conflict herewith."

The Speaker signed Senate Bill No. 5 and Senate Bill No. 9 in open session.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 82, respectfully report as follows: That House Bill No. 82 do pass.

NORBY, Chairman.

Report adopted.

#### MESSAGE FROM THE SENATE

January 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 14 by Kelly and Valiton.

Senate Bill No. 15 by Hibbs and Duncan.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

#### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the Attorney General be directed to furnish to this body a detailed report of the expenditure of the \$40,000.00 appropriated to him by House Bill No. 450 of the Thirty-first Legislative Assembly within five days from and after this date.

It was moved by McElwain, duly seconded and carried, that the Speaker of the House be hereby authorized and directed to appoint a committee from this House not to exceed fifteen in number to act as a committee of this House for the purpose of investigating and that it do investigate all



elective and appointive state officers, offices, boards, bureaus, departments and commissions, and for the further purpose of investigating a complete reorganization of the administrative machinery of the state government, and that said committee be empowered by suitable process of this House to hold hearings, subpoena witnesses, and documents, administer oaths, and appoint sub-committees from its membership with like authority; that all items of expense be returned by said committee with its report, and that the Sergeant-at-Arms of the House be authorized and directed to pay any and all expenses necessarily incurred by said committee upon presentation to him of proper vouchers signed by the chairman of said committee and the Speaker of the House; and that suitable quarters and necessary clerical help be provided said committee from existing facilities of the House; and that said committee report its findings to the House not later than the fiftieth legislative day of the 32nd Legislative Assembly.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

House Bill No. 87, introduced by Valach, Emmons, Haines (Flathead), Sykes and Graybill: A bill for an act entitled: "An act to encourage industrial safety in Montana and providing for employers and employees' duties as to safety; providing code-making power for the Industrial Accident Board and providing for the establishment of safety codes for industry in Montana to take effect in thirty days after the filing of certified copies in the office of the Secretary of State; for the publishing of said codes; permitting the chairman of the Industrial Accident Board to provide for variations in codes; providing for court review of the action of the Industrial Accident Board; establishing penalties for failure to comply with codes; providing for separability." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 88, introduced by Haines (Missoula): A bill for an act entitled: "An act relating to commerce in oleomargarine within the State of Montana, defining the terms used in this act, regulating the sale at retail of yellow oleomargarine, requiring public eating places serving yellow oleomargarine to give notice to patrons, regulating the advertising of oleomargarine, requiring that the sale of oleomargarine at retail shall be by net weight, and providing for the labeling thereof, prescribing penalties for the violation of this act, providing for the administration and enforcement of this act by the department of agriculture, labor and industry, the severability of the provisions of this act, the revision and amendment of certain other acts relative to oleomargarine, the repeal of Sections 3-2435, 3-2444, 3-2473, 3-2474, and 3-2475, of the Revised Codes of Montana of 1947, Sections 1 to 23, inclusive, of Chapter 138, Laws of Montana, 1949, approved March 1, 1949, and all other acts and parts of acts in conflict herewith, and providing that the effective date shall be upon passage and approval." Referred to Committee on Ways and Means.

House Bill No. 89, introduced by Crist, Aronow and Scofield: A bill for an act entitled: "An act to amend Section 94-2807 of the Revised Codes of Montana, 1947, relating to the publication or broadcast of a true report of public proceedings being privileged; repealing all acts or parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 90, introduced by Ways and Means Committee: A bill for an act entitled: "An act to amend Section 84-1801 of the Revised Codes of Montana of 1947, defining terms used in the gasoline license tax law." Referred to Committee on Ways and Means.

House Bill No. 91, introduced by Higgins: A bill for an act entitled: "An act to amend Section 71-314 of the Revised Codes of Montana of 1947,

so as to provide that certain payments made by the Federal Government to applicants for welfare assistance shall not be considered in determining amount of relief assistance." Referred to Committee on Social Security.

House Bill No. 92, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Sections 84-5601, 84-5602, 84-5603, 84-5606, 84-5607, 84-5608, 84-5609, 84-5610, and 84-5611 of the Revised Codes of Montana of 1947, relating to cigarette license taxation." Referred to Committee on Ways and Means.

House Bill No. 93, introduced by Sykes: A bill for an act entitled: "An act to amend Section 26-341 and Section 26-342 of Chapter 3 of fish and game regulations of the Revised Codes of Montana of 1947, relating to the killing and dressing of game." Referred to Committee on Fish and Game.

Senate Bill No. 14, introduced by Kelly and Valiton: A bill for an act entitled: "An act to amend Section 26-105 of the Revised Codes of Montana, 1947, as amended by Chapter 152, Session Laws of the Thirty-first Legislative Assembly, 1949, relating to the compensation of Montana Fish and Game Commissioners." Referred to Committee on Fish and Game.

Senate Bill No. 15, introduced by Hibbs and Duncan: A bill for an act entitled: "An act to amend Section 93-4304, Revised Codes of Montana, 1947, relating to the undertaking on attachment in district court, and providing for the time within which the defendant may except to the sureties thereon, and repealing all acts, and parts of acts in conflict therewith." Referred to Committee on Judiciary.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Schiltz of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 39 be amended in Section 1 by striking out in line 7 of the printed bill the period and inserting in lieu thereof the words and figures; "provided, however, that the city or town council shall not let a contract for a longer term than twenty-five (25) years.", and that as so amended do pass.

That House Bill No. 41 be amended in Section 1 by striking out in line 30 following the period the quotation marks and inserting in lieu thereof the words and figures: "provided, however, that no fire district shall enter into any contract for the furnishing of electricity, gas, water or heat, as herein provided, for a longer term than twenty-five (25) years.", and that as so amended do pass.

That House Bill No. 42 be amended in Section 1 by striking out in line 16 of the printed bill the word and figure "ten (10)" and inserting in lieu thereof the word and figure "fifteen (15)" and be further amended by striking out in line 56 of the printed bill the period and quotation marks and inserting in lieu thereof the words and figures "; provided, however, that such contracts shall not be for a longer term than twenty-five (25) years." and that as so amended do pass.

That House Bill No. 40 do pass.

That House Bill No. 60 do pass.

SCHILTZ, Chairman.

It was moved by Schiltz, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by Graybill, duly seconded, that House Bill No. 41 be segregated from the report of the Committee of the Whole, which motion was lost by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blikken, Bradley, Clark, Cook, Emmons, Goodgame, Graybill, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Lien, Loble, Lockridge, MacDonald, Magnuson, McBride, Michels, Nixon, Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 34.

Noes: Anders, Atkinson, Babich, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Higgins, Leuthold, Loughran, Mackay, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 51.

Absent and not voting: Aronow, Freshman, Karlberg, Taylor. Total 4.

Excused: Blewett. Total 1.

Whereupon the report of the Committee of the Whole was adopted.

The Speaker signed Senate Bill No. 4 in open session.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 45-61, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

#### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By MacDonald, by request: A bill for an act entitled: "An act to amend Section 82-1519, Revised Codes of Montana, 1947, relating to the compensation of the chairman and officers of the State Board of Hail Insurance, providing for an annual financial report, increasing the salary of the chairman."

By Anderson (Cascade), and Holtz: A bill for an act entitled: "An act to require the State Public Welfare Board of the State of Montana, and all subordinate agencies and officers, in granting aid to needy blind person, to disregard the first \$50.00 of the earned monthly income of such needy blind persons, and repealing all acts or parts of acts in conflict therewith."

By Nixon and MacDonald: A bill for an act entitled: "An act to provide for a separate account in the county treasurer's office for funds received from the United States Government or the State of Montana for veterans on-farm training programs in the various school districts of the State of Montana; providing for the board of trustees of each district op-

erating such program to arrange for this account and disburse its funds separate and apart from all other budgets and accounts of said districts; providing for the use of district reserve funds in the event of insufficient funds in the veterans on-farm training account and providing for the reimbursement of the reserve fund from State or United States funds; providing for the transfer of accumulated balances in the veterans training program account and finally providing that the rules and regulations for the establishment and operation of this account be formulated by the State Board of Education and the State Bank Examiner."

By Smith and Haines (Missoula): A bill for an act entitled: "An act to amend Section 11-3123 of the Revised Codes of Montana, 1947 as amended by Chapter 189 of the Laws of the 31st Legislative Assembly 1949, relating to the place where the council shall have its office; the salaries and compensation of the mayor and councilmen for cities operating under the commission form of government; raising the annual salaries for the mayor and each councilman; changing the population limits and fixing the amounts therefor in cities of the first class; repealing all acts and parts of acts in conflict and providing effective date as of date of passage and approval."

#### MESSAGE FROM THE SENATE

January 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Joint Memorial No. 2 by Phillips.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

#### INTRODUCTION OF BILLS

The following was introduced, read first and second times, and referred to the Committee on Highways and Highway Transportation.

Senate Joint Memorial No. 2, introduced by Phillips: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Public Roads Administration of the Federal Works Agency, petitioning that said administration exert its best offices to the end that the construction of the bridge on Federal Aid Route No. 19, across the Missouri river at a point of choice between Wilder and the Power Plant Ferry may be expedited, whenever funds become available."

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, January 24, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### TWENTY-FOURTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 24, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.



Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Crist, Haines (Missoula), Mackay, Nixon and Taylor.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-third Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 39, 40, 41, 42, 60.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 58 and 59, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Lien: A bill for an act entitled: "An act creating the Montana Indian Affairs Commission; prescribing its purpose, duties and authority and making an appropriation therefor."

By Barnard, Hess, Cook, Clark, Holtz, Freshman, Graybill, Tripp and Loble: A bill for an act entitled: "An act to appropriate money to the Attorney General for the purposes of law enforcement and declaring an emergency."

By Graybill: A bill for an act entitled: "An act to amend Section 91-3901, Revised Codes of Montana, 1947, relating to distribution of estate—how made and to whom, providing for proof of reciprocity, and repealing all acts and parts of acts in conflict herewith."

By Schiltz: A bill for an act entitled: "An act requiring the filing and recording by city, town and county clerks of notice of proceedings for the installation of special improvements, and providing for the effect of failure to file such notice, and providing that said act shall become effective from and after its approval."

By Cook, Anderson (Cascade), Holtz, Trout, Andersen (Richland) and Harpster: A bill for an act entitled: "An act creating a Department of Labor and Industry, providing for a Commissioner of Labor and Industry, fixing his term of office and salary, fixing the powers and duties of the Commissioner of Labor and Industry, defining terms used in the act, amending Section 3-109, Revised Codes of Montana, 1947, and repealing Section 3-1501, Revised Codes of Montana, 1947."

By Iten and Lockridge: A bill for an act entitled: "An act to amend Section 9-209 of the Revised Codes of Montana, 1947, relating to budget and tax levy by boards of county commissioners for public cemetery districts and providing that the tax levied shall not exceed two (2) mills on each dollar of taxable valuation on the property in a public cemetery district."

By Bradley: A bill for an act entitled: "An act to amend Section 39-129 of the Revised Codes of Montana of 1947, relating to validation of records erroneously executed or acknowledged—copies as evidence, and



to amend Section 39-310 of the Revised Codes of Montana of 1947, relating to deeds heretofore executed valid though not acknowledged; and repealing all acts and parts of acts in conflict herewith."

By Bradley: A bill for an act entitled: "An act to amend Section 26-201 of the Revised Codes of Montana of 1947, relating to migratory birds by omitting from the enumeration of such birds 'Mourning' or 'Turtle Doves'."

By Loble: A bill for an act entitled: "A Joint Resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, the Senate concurring, commending and endorsing the action of the Congress of the United States in branding Communist China an aggressor and opposing the admission of Communist China into membership of the United Nations and further recommending that said Congress take further action requesting economic sanctions be imposed upon Communist China by all the countries of the United Nations."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 32, respectfully report as follows: That House Bill No. 32 do not pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 11, respectfully report as follows: That Senate Bill No. 11 be amended as follows: In Section 1, sub-section 2, page 2, line 6, original bill, after the word "sail" by inserting the following words: "or any floating device towed by a power boat, sailboat, or any boat under sail."; be further amended in Section 1, sub-section 5, original bill, by striking out in line 32, page 2, the word "and" after the words "Wibaux County", and inserting in lieu thereof a comma (,) ; and further amending in line 1, page 3, original bill, after the words "Fallon County" by inserting the words: "or any other stream that may be designated by the Fish and Game Commission." And as amended, be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 93, respectfully report as follows: That House Bill No. 93 do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 14, respectfully report as follows: That Senate Bill No. 14 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 81, respectfully report as follows: That House Bill No. 81 do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 77, respectfully report as follows: That House Bill No. 77 be amended as follows: On page 4, sub-section 6, line 17, by changing the word "three" to "two" and in line 19 of the

same sub-section by changing the word "three" to "two", and as amended, recommend that same do pass.

NORB, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 83, respectfully report as follows: That House Bill No. 83 do pass.

NORB, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 4, respectfully report as follows: That House Bill No. 4 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 75, respectfully report as follows: That House Bill No. 75 do pass.

WIEDMAN, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 40 be taken from Third Reading and rereferred to the Committee on Affairs of Cities.

It was moved by McElwain, duly seconded and carried, that House Bill No. 41 be taken from Third Reading and rereferred to the Committee on Townships and Counties.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

House Bill No. 94, introduced by MacDonald, by request: A bill for an act entitled: "An act to amend Section 82-1519, Revised Codes of Montana, 1947, relating to the compensation of the chairman and officers of the State Board of Hail Insurance, providing for an annual financial report, increasing the salary of the chairman." Referred to Committee on State Boards and Institutions.

House Bill No. 95, introduced by Blikken, Andersen (Richland), Trout, Seifert, and Omholt: A bill for an act entitled: "An act to amend and re-enact Section 32-302, of the Revised Codes of Montana, 1947, relating to powers and duties of County Commissioners respecting highways by adding Section 12 providing for authorizing the County Commissioners of any county to enter into and contract jointly or independently with either the Montana Highway Commission, the United States Bureau of Public Roads or any other Federal Agency for, to buy, or otherwise acquire, right of way, to lay out roads, survey, build, construct, maintain or do any other thing essential in constructing or building farm to market roads, also designated as secondary roads, or feeder roads, by contract, force account or by any other working agreement on behalf of their respective county, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 96, introduced by Blikken, Andersen (Richland), Trout, Seifert, and Omholt: A bill for an act entitled: "An act to amend and re-enact Section 32-1608 relating to the State Highway Commission and Highway Engineer, by authorizing the Montana Highway Commission to

enter into any contract with any Board of County Commissioners that elect to contract for, to acquire right-of-way, survey, build, construct and maintain any farm to market secondary and feeder roads within their respective county, by force account or by day labor, or by any other agreement that the County Commissioners may elect, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 97, introduced by Nixon and MacDonald: A bill for an act entitled: "An act to provide for a separate account in the County Treasurer's office for funds received from the United States Government or the State of Montana for veterans on-farm training programs in the various school districts of the State of Montana; providing for the board of trustees of each district operating such program to arrange for this account and disburse its funds separate and apart from all other budgets and accounts of the said districts; providing for the use of district reserve funds in the event of insufficient funds in the veterans on-farm training account and providing for the reimbursement of the reserve fund from state or United States funds; providing for the transfer of accumulated balances in the veterans training program account and finally providing that the rules and regulations for the establishment and operation of this account be formulated by the State Board of Education and the State Bank Examiner." Referred to Committee on Townships and Counties.

House Bill No. 98, introduced by Skibby and Fulton: A bill for an act entitled: "An act to amend Section 81-1704 of the Revised Codes of Montana, 1947, relating to royalty payable under oil and gas leases payable to the State of Montana, to provide for the reservation to the state of a flat 12½% royalty of all oil and gas produced and saved under leases of non-proven lands." Referred to Committee on Oil and Gas.

House Bill No. 99, introduced by Smith and Haines (Missoula): A bill for an act entitled: "An act to amend Section 11-3123 of the Revised Codes of Montana, 1947, as amended by Chapter 189 of the Laws of the 31st Legislative Assembly, 1949, relating to the place where the council shall have its office; the salaries and compensation of the mayor and councilmen for cities operating under the commission form of government; raising the annual salaries for the mayor and each councilman; changing the population limits and fixing the amounts therefor in cities of the first class; repealing all acts and parts of acts in conflict and providing effective date as of date of passage and approval." Referred to Committee on Affairs of Cities.

House Bill No. 100, introduced by Pierce, Leuthold, Harpster, Watkins, and Sagunsky: A bill for an act entitled: "An act to amend Sections 32-1601, 32-1602, 32-1603, 32-1604, 32-1605, 32-1607, 32-1608, 32-1610 and Section 32-1620, relating to the Montana State Highway Commission, providing for an executive committee thereof, relating to the State Highway Engineer; defining powers and duties; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 101, introduced by Anderson (Cascade) and Holtz: A bill for an act entitled: "An act to require the State Public Welfare Board of the State of Montana, and all subordinate agencies and officers, in granting aid to needy blind persons, to disregard the first \$50.00 of the earned monthly income of such needy blind persons, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Social Security.

House Bill No. 102, introduced by Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-229 of the Revised Codes of Montana, 1947, relating to the disposition of money received by the Montana Liquor Control Board of the State of Montana, authorizing ex-

penditures for administration of the liquor control act, salaries, expenses of officers, agents and employees, expenses in acquiring property and merchandise, prohibiting debts and claims chargeable against the State of Montana, providing for payment of all receipts from taxes and licenses to the state treasury; amending the Section to provide for payment to the state treasury of ninety per cent (90%) in place of 100 per cent of the net proceeds from the operation of state liquor stores and ten per cent (10%) to be paid by the board to the county treasurers according to amount of liquor sold within each county; providing for time of payment to the county treasurers; providing for apportioning, allocating and paying to the treasurers of incorporated cities and towns and apportioning and allocating to the counties on a per capita basis as to last total registration of voters for general elections; providing for the placing of apportioned funds in special funds in the counties, incorporated cities and towns for enforcement of the law and policing; creating duty on county clerk and recorders to file immediately after closing of registration, a certified statement of number of registered voters in incorporated cities and towns and rural voters of the county with Montana Liquor Control Board and county treasurers; providing for the use of the special funds for the purpose of law enforcement and policing only; repealing all acts and parts of acts in conflict therewith and providing for effective date of the act." Referred to Committee on Liquor Control.

House Bill No. 103, introduced by Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-226 of the Revised Codes of Montana, 1947, declaring all property and moneys acquired by the Montana Liquor Control Board as the property of the state; the payment of expenses, debts and liabilities of the board from the returns of the board; amending by placing an exception on the designating of the property of the state." Referred to Committee on Liquor Control.

House Bill No. 104, introduced by Smith, Wiedman and Loble: A bill for an act entitled: "An act to amend Section 4-112 of the Revised Codes of Montana, 1947, relating to the functions, duties and powers of the Montana Liquor Control Board, by adding a paragraph (L) authorizing the board to assist in policing of problems arising from the liquor business, the sale and consumption of liquor by allocating funds to counties, cities and towns for law enforcement." Referred to Committee on Liquor Control.

House Bill No. 105, introduced by Committee on Affairs of Cities: A bill for an act entitled: "An act providing for a license tax by cities and towns on trade stimulators including punch boards, pull cards, articles and similar devices; fixing the amount of such tax, prescribing the method of administration by cities and towns subsequent to passage and approval of a proper ordinance, the disposition of the revenue from said licenses, making violation a misdemeanor, providing penalties for the violation of this act, repealing all acts or parts of acts in conflict herewith and fixing the effective date upon passage and approval." Referred to Committee on Affairs of Cities.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 39 was passed by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Higgins, Leuthold, Loughran, Mackay, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips,



Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 52.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Bradley, Clark, Cook, Emmons, Goodgame, Graybill, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, Magnuson, McBride, Michels, Parker, Rieder, Taylor, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 37.

Absent and not voting: None.

Excused: Nixon. Total 1.

Pairs were recorded as follows: Mackay voting Aye and Bradley voting No; Haines (Missoula) voting Aye and Aronow voting No; Crist voting Aye and Taylor voting No.

House Bill No. 42 was passed by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Higgins, Leuthold, Mackay, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Loughran, Mr. Speaker. Total 53.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Bradley, Clark, Cook, Emmons, Goodgame, Graybill, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, Magnuson, McBride, Michels, Parker, Rieder, Taylor, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 36.

Absent and not voting: None.

Excused: Nixon. Total 1.

Pairs were recorded as follows: Mackay voting Aye and Bradley voting No; Haines (Missoula) voting Aye and Aronow voting No; Crist voting Aye and Taylor voting No.

House Bill No. 60 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: Brenner, Brownfield. Total 2.

Absent and not voting: None.

Excused: Crist, Haines (Missoula), Mackay, Nixon, Taylor. Total 5.



## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Phillips of Fergus in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following: That House Bill No. 8 do pass. That House Bill No. 9 do pass.

PHILLIPS, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Iten and Lockridge: A bill for an act entitled: "An act to provide the procedure to be followed in distributing the proceeds of taxes collected for public cemetery districts."

By Seifert and Andersen (Richland): A bill for an act entitled: "An act to amend Section 84-1818 of the Revised Codes of Montana of 1947 relating to refund of gasoline license taxes by increasing the time limited for filing of application for refund."

By Graybill: A bill for an act entitled: "An act to provide for the compensation and mileage of the members of the legislative assembly and the president of the Senate and speaker of the House of Representatives of the State of Montana, and repealing all acts or parts of acts in conflict herewith."

By Ways and Means Committee, by request: A bill for an act entitled: "An act for the assessment and taxation of the property of production credit associations organized under the provisions of Section 1131d, title 12, United States Codes annotated."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 8 and House Bill No. 9.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration House Bill No. 27, respectfully report as follows: That House Bill No. 27 do not pass.

BLEWETT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 65, respectfully report as follows: That House Bill No. 65 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 63, respectfully report as follows: That House Bill No. 63 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 66, respectfully report as follows: That House Bill 66 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 67, respectfully report as follows: That House Bill No. 67 do not pass.

O'CONNOR, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

January 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House.

House Bill No. 26 by Appropriations Committee.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.  
January 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in as amended, title and history agreed to, and the same is herewith transmitted to the House for concurrence in the Senate amendments:

House Bill No. 3 by Loble, Magnuson and Smith.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 106, introduced by Committee on Education: A bill for an act entitled: "An act providing for the repeal of Section 75-2510 of the Revised Codes of Montana, 1947, which act provides for the types of certificates established for the purpose of articulating with neighboring states having similar types of certificates." Referred to Committee on Education.

House Bill No. 107, introduced by Committee on Education: A bill for an act entitled: "An act providing for the repeal of Section 75-1314 of the Revised Codes of Montana, 1947, which act provides examinations for teachers' certificate." Referred to Committee on Education.

House Bill No. 108, introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 9 of Chapter 142, Laws of 1949, providing for the duration and renewal of certificates and providing for

the rules and regulations for renewal to be formulated by the State Board of Education." Referred to Committee on Education.

House Bill No. 109, introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-3902 Revised Codes of Montana, 1947, relating to the maximum amount for which any school district shall be allowed to become indebted by the issuance of bonds or otherwise." Referred to Committee on Judiciary.

House Bill No. 110, introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-1901 of the Revised Codes of Montana, 1947, relating to the duties of school district clerk and providing for his responsibility to the school trustees and to the superintendent of schools." Referred to Committee on Education.

House Bill No. 111, introduced by Committee on Education: A bill for an act entitled: "An act to amend part 4 of Section 75-107 of the Revised Codes of Montana, 1947, which act provides for the standards of promotion to high school, the accrediting of high schools and examinations by eighth graders to determine eligibility for high school attendance." Referred to Committee on Education.

House Bill No. 112, introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-2203 of the Revised Codes of Montana, 1947, providing for the length of the school year." Referred to Committee on Education.

House Bill No. 113, introduced by Purdy and Hess: A bill for an act entitled: "An act to appropriate to the state board of examiners money in addition to the appropriation made by Chapter 88 of the Laws of 1949, for the purpose of increasing the building fund of the greater university of Montana; providing the manner in which such additional moneys and the said appropriation made by Chapter 88 of the Laws of 1949 shall be re-allotted; providing the manner in which the additional moneys hereby appropriated shall be raised; declaring this act to be valid notwithstanding the provisions of the budget act and repealing Chapter 88 of the Laws of 1949, and all acts or parts of acts in conflict herewith." Referred to Committee on Appropriations.

House Bill No. 114, introduced by Scofield and Esp: A bill for an act entitled: "An act to amend Section 32-702, of the Revised Codes of Montana, 1947, relating to bridge tax in counties, the levy and collection thereof, defining public bridges and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 115, introduced by Emmons, Clark, Blikken, Trout, Graybill, Tripp, and Cook: A bill for an act entitled: "An act to amend Section 92-702 of the Revised Codes of Montana, 1947, as amended by Chapter 7, Montana Session Laws, 1949, relating to compensation to be paid injured workmen under the workman's compensation acts for an injury producing total disability permanent in character, providing that compensation be paid for the duration of the injury." Referred to Committee on Workmen's Compensation.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 8 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer,

Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 82.

Noes: Tripp. Total 1.

Absent and not voting: Hanford, Hauge. Total 2.

Excused: Crist, Haines (Missoula), Mackay, Nixon, Taylor. Total 5.

House Bill No. 9 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: Tripp. Total 1.

Absent and not voting: Hanford, Hauge. Total 2.

Excused: Crist, Haines (Missoula), Mackay, Nixon. Total 4.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Phillips of Fergus in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 10 do pass.

That House Bill No. 30 do pass.

That House Bill No. 45 do pass.

That House Bill No. 61 do pass.

That Senate Amendment to House Bill No. 3 be concurred in.

PHILLIPS, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, January 25, 1951 at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## TWENTY-FIFTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 25, 1951.

House convened, pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twenty-fourth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 10, 30, 45 and 61.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 82, beg leave to report that the same has this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Ways and Means: A bill for an act entitled: "An act to provide for the assessment and taxation of airline flight property; prescribing the powers and duties of the State Board of Equalization in connection therewith; defining certain terms; and imposing penalties for violation of the act." By request.

By Crist, Aronow and Scofield: A bill for an act entitled: "An act to amend Section 93-601-2 of the Revised Codes of Montana, 1947, providing that certain persons connected with newspapers, press associations radio broadcasting stations and television stations shall not be required to disclose source of information obtained by such persons in the course of their employment."

By Committee on Highways and Highway transportation: A bill for an act entitled: "An act to amend title 31, Section 31-105, Revised Codes of the State of Montana, 1947, of the Montana Highway Patrol, relating to qualifications of patrolmen, salary, probationary training, discharge, demotion, suspension, hearing, and providing for a minimum salary schedule; and repealing all acts or parts of acts in conflict therewith."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 1, respectfully report as follows: That Senate Bill No. 1 be not concurred in, but that unanimous consent be granted for the introduction of House Substitute for Senate Bill No. 1, without previous notice. A bill for an act entitled: "An act to amend Section 91-2406 of the Revised Codes of Montana, 1947, relating to estates not exceeding fifteen hundred dollars and providing that such estates shall be distributed to the widow or to the minor children, and relating to estates not exceeding three



thousand dollars and providing for the summary distribution thereof to the widow or to the minor children."

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 100, respectfully report as follows: That House Bill No. 100 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Joint Memorial No. 2, respectfully report as follows: That Senate Joint Memorial No. 2, be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 106, respectfully report as follows: That House Bill No. 106 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 107, respectfully report as follows: That House Bill No. 107 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 108, respectfully report as follows: That House Bill No. 108 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 110, respectfully report as follows: That House Bill No. 110 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 111, respectfully report as follows: That House Bill No. 111 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 112, respectfully report as follows: That House Bill No. 112 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 89, respectfully report as follows: That House Bill No. 89 do pass.

WIEDMAN, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

January 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Joint Memorial No. 3 by Aronson.

Senate Joint Memorial No. 4 by Phillips et al.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 116, introduced by Iten and Lockridge: A bill for an act entitled: "An act to amend Section 9-209 of the Revised Codes of Montana, 1947, relating to budget and tax levy by boards of county commissioners for public cemetery districts and providing that the tax levied shall not exceed two (2) mills on each dollar of taxable valuation on the property in a public cemetery district, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 117, introduced by Cook, Anderson (Cascade), Holtz, Trout, Andersen (Richland) and Harpster: A bill for an act entitled: "An act creating a department of labor and industry, providing for a commissioner of labor and industry, fixing his term of office and salary, fixing the powers and duties of the commissioner of labor and industry, defining terms used in the act, amending Section 3-109, Revised Codes of Montana, 1947, and repealing Section 3-1501, Revised Codes of Montana, 1947." Referred to Committee on State Boards and Institutions.

House Bill No. 118, introduced by Schiltz: A bill for an act entitled: "An act requiring the filing and recording by city, town and county clerks of notice of proceedings for the installation of special improvements, and providing for the effect of failure to file such notice, and providing that said act shall become effective from and after its approval." Referred to Committee on Townships and Counties.

House Bill No. 119, introduced by Graybill: A bill for an act entitled: "An act to amend Section 91-3901, Revised Codes of Montana, 1947, relating to distribution of estate—how made and to whom, providing for proof of reciprocity, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 120, introduced by Ways and Means Committee, by request: A bill for an act entitled: "An act for the assessment and taxation of the property of production credit associations organized under the provisions of Section 1131d, title 12, United States Codes annotated." Referred to Committee on Ways and Means.

House Bill No. 121, introduced by Graybill: A bill for an act entitled: "An act to provide for the compensation and mileage of the members of the legislative assembly and the president of the Senate and speaker of the House of Representatives of the State of Montana, and repealing all

acts and parts of acts in conflict herewith." Referred to Committee on Seating, Mileage and Per Diem.

House Bill No. 122, introduced by Bradley: A bill for an act entitled: "An act to amend Section 39-129 of the Revised Codes of Montana of 1947, relating to validation of records erroneously executed or acknowledged — copies as evidence, and to amend Section 39-130 of the Revised Codes of Montana of 1947, relating to deeds heretofore executed valid though not acknowledged; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 123, introduced by Bradley: A bill for an act entitled: "An act to amend Section 26-201 of the Revised Codes of Montana of 1947, relating to migratory birds by omitting from the enumeration of such birds 'Mourning' or 'Turtle Doves'." Referred to Committee on Fish and Game.

House Bill No. 124, introduced by Iten and Lockridge: A bill for an act entitled: "An act to provide the procedure to be followed in distributing the proceeds of taxes collected for public cemetery districts, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 125, introduced by Barnard, Hess, Cook, Clark, Holtz, Freshman, Graybill, Loble and Tripp: A bill for an act entitled: "An act to appropriate money to the attorney general for the purpose of law enforcement and declaring an emergency." Referred to Committee on Appropriations.

House Bill No. 126, introduced by Lien: A bill for an act entitled: "An act creating the Montana Indian Affairs Commission; prescribing its purpose, duties and authority and making an appropriation therefor." Referred to Committee on Appropriations.

House Joint Resolution No. 2, introduced by Loble: "A Joint Resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, the Senate concurring, commending and endorsing the action of the Congress of the United States in branding Communist China an aggressor and opposing the admission of Communist China into membership of the United Nations and further recommending that said Congress take further action requesting economic sanctions be imposed upon Communist China by all the countries of the United Nations." Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Joint Memorial No. 3, introduced by Aronson: "A Joint Memorial of the Senate and House of Representatives of the State of Montana memorializing the Congress of the United States to amend the selective service act of 1948 to eliminate the deferment from service in the armed forces of persons conscientiously opposed to war." Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Joint Memorial No. 4, introduced by Phillips, Cotton, Hibbs and Aronson: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States and to the Honorable James E. Murray, and Zales N. Ecton, United States Senators from Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, Representatives in Congress from Montana, requesting the introduction and enactment into law of the necessary and proper legislation authorizing government hospitals which are designated as indian hospitals to accept non-ward Indians as patients." Referred to Committee on public Health, Morals and Safety.

House Substitute for Senate Bill No. 1, introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 91-2406 of

the Revised Codes of Montana, 1947, relating to estates not exceeding fifteen hundred dollars and providing that such estates shall be distributed to the widow or to the minor children, and relating to estates not exceeding three thousand dollars and providing for the summary distribution thereof to the widow or to the minor children." Referred to Committee on Printing.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 26.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 26, introduced by me and find the same to be correct.

TAYLOR.

The Speaker signed House Bill No. 26 in open session.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 3 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Blikken, Rostad and Sagunsky. Total 3.

House Bill No. 10 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Dwyer, Mr. Speaker. Total 78.

Noes: Barnard, Cook, Graybill, Hess, Holtz, Jensen, Karlberg, MacDonald, Tripp, Wilson (Judith Basin). Total 10.

Absent and not voting: Blikken and Higgins. Total 2.

House Bill No. 30 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp,



Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker Peters, Phillips, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 84.

Noes: Barnard, Rostad. Total 2.

Absent and not voting: Blikken, Higgins, Pierce, Prill. Total 4.

House Bill No. 45 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Harpster, Hauge, Hawks, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Working, Mr. Speaker. Total 65.

Noes: Anders, Atkinson, Brenner, Brownfield, Corcoran, Esp, Fulton, Haines (Flathead), Haines (Missoula), Hanford, Iten, Leuthold, Mackay, O'Connor, Omholt, Phillips, Purdy, Scofield, Skibby, Taylor, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 23.

Absent and not voting: Blikken and Higgins. Total 2.

House Bill No. 61 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 85.

Noes: Phillips, Sales and Wilson (Judith Basin). Total 3.

Absent and not voting: Blikken and Higgins. Total 2.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 111 be taken from printing and referred to the Committee on Education.

It was moved by McElwain, duly seconded and carried, that House Bill No. 112 be taken from printing and referred to the Committee on Education.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House



resolve itself into a Committee of the Whole for consideration of General Orders.

Brenner of Beaverhead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 59 do pass.

That Senate Bill No. 11 be concurred in.

That Senate Bill No. 14 be concurred in.

BRENNER, Chairman.

Report adopted.

The following Committee was named by the Speaker:

Committee on Investigation and reorganization: O'Connor, Chairman; Phillips, Vice Chairman; Peters, Page (Missoula), Sykes, Hanford, Bradley, Fulton, Sales, Cowley, Andersen (Richland), Nixon, Beck, Clark, Ammerman.

It was moved by McElwain, duly seconded and carried that the House recess until 1:00 P.M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 59.

OMHOLT, Chairman.

Report adopted.

#### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-3403 of the Revised Codes of Montana, 1947, relating to school boards operating busses or contract for transportation of pupils by providing authority to school boards operating busses to set up a depreciation reserve to be kept in a separate fund and used only for the replacement of the bus or busses for which reserve is set up."

By Committee on Education: A bill for an act entitled: "An act to amend Section 14-2 (b) of the Session Laws of Montana of 1941, being the same as Section 75-3414, subsection 2 (b) of the Revised Codes of Montana, 1947, relating to budgets and levies for transportation."

By Graybill and Loble: A bill for an act entitled: "An act to require and direct the State Board of Equalization to make a study of the entire tax structure of the State of Montana; to appraise the methods, systems and sources of taxation with a view to improve the same and to distribute the tax burden fairly and equitably; and directing that recommendations be made relating to said subjects."

By Hawks, by request: A bill for an act entitled: "An act to authorize the public service commission of Montana to regulate and supervise the issuance of securities by public utilities furnishing electric or gas service in Montana; to specify the purposes for which such securities may be issued; to provide for notice of and hearing upon applications for the issuance

of such securities; to specify the grounds upon which such applications may be denied; providing for the prompt disposition of such applications; specifying that securities may be issued without order of the commission; providing that securities issued after the effective date of this act without approval of the commission shall be void; providing that nothing in this act shall be construed to imply any guarantee or obligation on the part of the State of Montana in respect of any such securities; repealing all acts and parts of acts in conflict herewith and providing for the effective date of this act."

By Brownfield and Atkinson: A bill for an act entitled: "An act to amend Section 26-324 of the Revised Codes of Montana, of 1947, relating to penalties for violation of the fish and game laws, by increasing the amount of the minimum fine for such violations."

By Crist and Gebhardt: A bill for an act entitled: "An act to amend Section 24-138 of the Revised Codes of Montana, 1947, relating to the duties of owners of poles and wires upon notice being given by any person, firm or corporation of intention to move any house, building, derrick or other structure, and repealing all acts or parts of acts in conflict therewith."

By Trout, Brownfield, Bradley, Cowley, MacDonald, Andersen (Richland), Beck, Foley and Barrett: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a suitable building for use as a dormitory at the State Industrial School, Miles City, Montana; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor."

By Trout, Bradley, Cowley, MacDonald, Andersen (Richland), Beck, Foley, Barrett: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a suitable building at the State Industrial School at Miles City, Montana, to be used as a school building: empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor."

By Emmons, McBride, Valach, Clark, Beck, Karlberg: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer and construct a suitable building at the State Hospital at Warm Springs, Montana, for use as a dormitory; empowering the state board of examiners to employ an architect to design such building; empowering the state board of examiners to advertise and call for bids for the construction of such building and to let contracts therefor."

By Emmons, McBride, Valach, Clark, Beck and Karlberg: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer and construct a suitable building at the State Hospital at Warm Springs, Montana, for use as a receiving hospital; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 40, respectfully report as follows: That House Bill No. 40 be amended as follows: By striking out in line 16 of the printed bill the quotation marks, and inserting in lieu thereof the words and figures: "provided, however, to sell, dispose of or lease any street lighting system the city or town council must cause to be published notice of

any such proposed sale, disposition or lease with the terms thereof, and the time and place where the city or town council will meet to consider such proposed sale, disposition or lease, in the official newspaper of the city or town, if there be such official newspaper, and if not, it shall be made in a daily newspaper of general circulation published in the city or town, if there be such, otherwise by posting in three (3) of the most public places in the city or town. Such notice if by publication in a newspaper shall be made not more than thirty (30) nor less than twenty (20) days before such meeting, and if by posting, twenty (20) days must elapse between the day of posting and such meeting.", and as amended, recommend that the same do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 70, respectfully report as follows: That House Bill No. 70 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 71, respectfully report as follows: That House Bill No. 71 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 72, respectfully report as follows: That House Bill No. 72 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 73, respectfully report as follows: That House Bill No. 73 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 97, respectfully report as follows: That House Bill No. 97 do pass.

PHILLIPS, Chairman.

Report adopted.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that Third Reading of Senate Bills be passed for the day.

It was moved by McElwain, duly seconded and carried, that Third Reading of House Bills be passed for the day.

It was moved by McElwain, duly seconded and carried, that consideration of General Orders be passed for the day.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, January 26, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk. .

## TWENTY-SIXTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 26, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Mackay, Magnuson, Nixon, Rostad, Taylor and Wilson (Treasure),

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twenty-fifth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 4, 63, 65, 66, 83, 89, 93, 106, 107, 108, 110, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred Substitute House Bill for Senate Bill No. 1, beg leave to report that the same has this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Reed, Gebhardt, Pierce, Lien, Beck, Magnuson and Clark: A bill for an act entitled: "An act to amend Section 66-505 of the Revised Codes of Montana, 1947, relating to applications to practice and fee for license of chiropractors and to amend Section 66-507, Revised Codes of Montana, 1947, relating to the definition of chiropractic and to amend Section 66-509, Revised Codes of Montana, 1947, relating to the rights and limitations governing the practice of chiropractic and to amend Section 66-512, Revised Codes of Montana, 1947, relating to the renewal of licenses by chiropractors; and repealing all acts and parts of acts in conflict herewith."

By Cook, Tripp, Holtz, Clark and Trout: A bill for an act entitled: "An act to amend Section 87-103, Revised Codes of Montana, 1947, as last amended by Chapter 178, Laws of 1949, relating to the payment of unemployment compensation benefits, by providing a new maximum weekly benefit amount of twenty-five dollars (\$25.00), and Section 87-104, Revised Codes of Montana, 1947, relating to the duration of benefits under the unemployment compensation law of Montana, by providing a new maximum duration of twenty (20) weeks, directing that invalidity of a part of this act shall not affect or impair the remainder, making this act effective upon its passage and approval, and repealing all acts or parts of acts in conflict herewith."

By Rieder, Trout, Andersen (Richland), Blikken, Beck, Harpster, Smith, Lien and Reed: A bill for an act entitled: "An act to appropriate money from the general fund to design, architect, engineer, construct and erect a suitable building at the State Training School at Boulder, Montana, for use as a dormitory, hospital and infirmary; to design, architect, engineer, construct and erect a suitable addition to existing boiler plant and

installation of two high pressure boilers at the State Training School, Boulder, Montana; to design, architect, construct, erect and install at the State Training School, Boulder, Montana, a steam distribution system; empowering the State Board of Examiners to employ an architect to design such building or buildings, power plant and distribution system; empowering said board to advertise and call for bids for the construction of such building or buildings and installation of such system and to let contracts therefor."

By Rieder, Trout, Andersen (Richland), Blikken, Harpster, Smith, Lien and Reed: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a building at the State Training School, Boulder, Montana, for use as a dormitory; empowering the State Board of Examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor."

By Trout, Ammerman, Jensen and Loble: A House Joint Memorial entitled: A Joint Memorial to the President and the Congress of the United States, urging the enactment of legislation making adequate provision for the dependents of members of the armed services of the United States on active duty during the continuance of the present national emergency, and providing a moratorium for the benefit of members of such armed services who have established themselves in homes and are indebted on account thereof to loan agencies of the Federal Government.

By Loble, Aronow, Barrett, Dwyer, Babich, Mountain, Trout, Ammerman, Jensen and Anderson (Cascade): A bill for an act entitled: "An act providing educational opportunities for the children of members of the armed forces of the United States killed in action or dying as the result of disabilities incurred in action since September 16, 1940, or hereafter during the present national emergency, and providing an appropriation therefor."

By Sagunsky, Scofield, Clark and Esp: A bill for an act entitled: "An act to define the crime of using United States Highways and State Highways as a place for the pasturage or running of livestock, defining the term "open range lands", and providing a penalty for the violation thereof."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 105, respectfully report as follows: That House Bill No. 105 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 50, respectfully report as follows: That House Bill No. 50 do not pass.

WILSON (Treasure),  
Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 3, respectfully report as follows: That Senate Bill No. 3 be concurred in.

WILSON (Treasure),  
Chairman.

Report adopted.



Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 1, respectfully report as follows: That Senate Joint Memorial No. 1 be concurred in.

PAGE (Missoula),  
Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Resolution No. 2, respectfully report as follows: That House Joint Resolution No. 2 do pass.

PAGE (Missoula),  
Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 56, respectfully report as follows: That House Bill No. 56 do pass.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 78, respectfully report as follows: That House Bill No. 78 do not pass.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 98, respectfully report as follows: That House Bill No. 98 do pass.

SKIBBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 90, respectfully report as follows: That House Bill No. 90 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 120, respectfully report as follows: That House Bill No. 120 do pass.

O'CONNOR, Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

January 25, 1951.

Speaker,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bill No. 26.

JOHN W. BONNER,  
Governor.

## MESSAGES FROM THE SENATE

January 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in as amended, title and history agreed to, and the same is herewith transmitted to the House for concurrence in the Senate amendments:

House Bill No. 12 by Schiltz et al.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

January 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House.

House Joint Resolution No. 1 by O'Connor et al.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that Substitute House Bill for Senate Bill No. 1 be referred to General Orders.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 127, introduced by Emmons, McBride, Valach, Clark, Beck and Karlberg: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer and construct a suitable building at the state hospital at Warm Springs, Montana, for use as a receiving hospital; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." Referred to Committee on Appropriations.

House Bill No. 128, introduced by Emmons, McBride, Valach, Clark, Beck and Karlberg: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer and construct a suitable building at the state hospital at Warm Springs, Montana, for use as a dormitory; empowering the state board of examiners to employ an architect to design such building; empowering the state board of examiners to advertise and call for bids for the construction of such building and to let contracts therefor." Referred to Committee on Appropriations.

House Bill No. 129, introduced by Crist and Gebhardt: A bill for an act entitled: "An act to amend Section 24-138 of the Revised Codes of Montana, 1947, relating to the duties of owners of poles and wires upon notice being given by any person, firm or corporation of intention to move any house, building, derrick or other structure, and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Affairs of Cities.

House Bill No. 130, introduced by Crist, Aronow and Scofield: A bill for an act entitled: "An act to amend Section 93-601-2 of the Revised

Codes of Montana, 1947, providing that certain persons connected with newspapers, press associations, radio broadcasting stations and television stations shall not be required to disclose source of information obtained by such persons in the course of their employment." Referred to Committee on Judiciary.

House Bill No. 131, introduced by Ways and Means Committee, by request: A bill for an act entitled: "An act to provide for the assessment and taxation of airline flight property; prescribing the powers and duties of the state board of equalization in connection therewith; defining certain terms; and imposing penalties for violation of the act." Referred to Committee on Ways and Means.

House Bill No. 132, introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An act to amend title 31, Section 31-105, Revised Codes of the State of Montana, 1947, of the Montana Highway Patrol, relating to qualifications of patrolmen, salary, probationary training, discharge, demotion, suspension, hearing, and providing for a minimum salary schedule; and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 133, introduced by Seifert, Andersen (Richland): A bill for an act entitled: "An act to amend Section 84-1818 of the Revised Codes of Montana of 1947, relating to refund of gasoline license taxes by increasing the time limited for filing of application for refund." Referred to Committee on Highways and Highway Transportation.

House Bill No. 134, introduced by Brownfield and Atkinson: A bill for an act entitled: "An act to amend Section 26-324 of the Revised Codes of Montana of 1947, relating to penalties for violation of the fish and game laws by increasing the amount of the minimum fine for such violations." Referred to Committee on Fish and Game.

House Bill No. 135, introduced by Trout, Brownfield, Bradley, Cowley, MacDonald, Andersen (Richland), Beck and Barrett: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a suitable building for use as a dormitory at the State Industrial School, Miles City, Montana; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." Referred to Committee on Appropriations.

House Bill No. 136, introduced by Trout, Bradley, Cowley, MacDonald, Andersen (Richland), Beck, Foley and Barrett: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a suitable building at the State Industrial School at Miles City, Montana, to be used as a school building; empowering the state board of examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." Referred to Committee on Appropriations.

House Bill No. 137, introduced by Page (Missoula): A bill for an act entitled: "An act to create and establish the office of state controller for the State of Montana; to provide for the appointment, fix the compensation, term of office and bond, and specify the qualifications of the state controller, and to define his powers and duties; to provide for the establishment by such controller of a system of expenditure and budget control; to provide for limiting the expenditures and specifying the duties of all officers, departments, boards, bureaus, commissions, institutions and agencies of the State of Montana in relation to said system of expenditure and budget control; providing for the examination by the controller of the books and

accounts of certain institutions and agencies, for examination by him into the financial affairs of all state institutions and agencies, and for plans for improvements and economies in the organization and operation thereof; providing for tentative budgets for all state institutions and agencies and for revisions thereof; amending Sections 79-1002, 79-1004, 79-1005 and 79-1009, Revised Codes of Montana, 1947, relating to state budgets; amending Section 82-102, Revised Codes of Montana, 1947, relating to state accountant; amending Section 82-1901, Revised Codes of Montana, 1947, creating the state purchasing department and agent and providing that the state controller shall be ex officio the state purchasing agent; providing for assistance to the legislature during the consideration of appropriation measures and for reports by the controller; providing for preserving the continuity of official action by and appropriations for the incumbent state purchasing agent and state accountant and the state controller succeeding them; repealing Sections 82-101, 82-103, 82-104, and 82-105, Revised Codes of Montana, 1947, relating to state accountant; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 14 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: Page (Granite). Total 1.

Absent and not voting: Brenner. Total 1.

Excused: Mackay, Magnuson, Nixon, Taylor, Wilson (Treasure). Total 5.

Senate Bill No. 11 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loughran, MacDonald, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Mr. Speaker. Total 78.

Noes: Loble, McElwain. Total 2.

Absent and not voting: Brenner, Holtz, Lockridge, Purdy. Total 4.

Excused: Mackay, Magnuson, Nixon, Taylor, Wilson (Treasure), Working. Total 6.

House Bill No. 59 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Sklbby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brenner, Hawks, Nixon, Purdy. Total 4.

Excused: Mackay, Magnuson, Taylor, Wilson (Treasure), Working. Total 5.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Wiedman of Lake in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Substitute to Senate Bill No. 1 do pass.

That Senate Joint Memorial No. 2 be concurred in.

That House Bill No. 82 do pass.

That House Bill No. 40 do pass.

That Senate Amendments to House Bill No. 12 be concurred in.

WIEDMAN, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 40 and House Bill No. 82.

OMHOLT, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Holtz and Tripp: A bill for an act entitled: "An act to amend Sections 94-2401 and 94-2402, Revised Codes of Montana, 1947, by eliminating the provisions for licensing trade stimulators."



By Anderson (Cascade), Corcoran, Gebhardt, O'Connor, Van Dyke and Clark: A bill for an act entitled: "An act to amend Section 4-410 of the Revised Codes of Montana, 1947, relating to content of license, posting, privileges, transfer and expiration of license under the Montana retail liquor license act; and repealing all acts and parts of acts in conflict herewith."

By Cook, Anderson (Cascade), Seifert, Lien, Graybill, Barrett, Omholt, Harpster, Leuthold and Holtz: A bill for an act entitled: "An act to design, engineer, construct, erect, furnish and equip a suitable building or buildings at Great Falls, Montana, to be used as a state grain inspection laboratory and for other divisions of the department of agriculture of the State of Montana; providing for the appropriation of money from the general fund for this purpose; providing for the selection and purchase of a tract of land to be used as a site for said state grain inspection laboratory; authorizing the state board of examiners to select a site subject to the approval of the commissioner of agriculture of the State of Montana; authorizing the state board of examiners to employ architects to design the said building or buildings, and for the construction of said building or buildings; authorizing the state board of examiners to purchase out of any remaining monies, furnishings and equipment for said building or buildings; providing for the effective date of act and repealing all acts and parts of acts in conflict herewith."

By Foley: A bill for an act entitled: "An act relating to certain coin-operated amusement machines; defining terms; providing for state licenses, license stamps and amount of license fees; authorizing incorporated cities and towns of the State of Montana to license such machines, subject to maximum fees; providing for distribution of license fees; prohibiting persons under twenty-one years of age from playing any such machine; providing generally for the administration of this act; prescribing penalties; providing for suspension and revocation of licenses; and providing for other matters relating to this act."

By Committee on Banking and Insurance, by request: A bill for an act entitled: "An act making it unlawful for any life insurance company, its officers, agents or employees to own, operate or maintain a funeral or undertaking business; or contract, or agree with any funeral or undertaking establishment to conduct the funeral of any person insured by such insurance company; or for any funeral or undertaking establishment, its agents, officers, or employees to be licensed as agent, salesman or solicitor for any life insurance company doing business in this state."

#### MESSAGES FROM THE SENATE

January 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee and are herewith returned to the House:

House Bill No. 18 by Foley and Dwyer.

House Bill No. 14 by Sykes.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

January 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and

history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 16 by Committee on Counties and Towns.

Senate Bill No. 21 by Anderson (Pondera).

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

January 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Bill No. 26 by Keller.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that Substitute House Bill for Senate Bill No. 1, be considered correctly engrossed and placed on Calendar for Third Reading.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

Senate Bill No. 16, introduced by Committee on Counties and Towns: A bill for an act entitled: "An act validating, ratifying, approving and confirming bonds and other instruments or obligations heretofore issued by public bodies of this state, and all proceedings heretofore taken by such public bodies, to authorize and issue such bonds, instruments and other obligations, however described, and providing that this act may be cited as 'the 1951 bond validating act'." Referred to Committee on Banking and Insurance.

Senate Bill No. 21, introduced by Anderson (Pondera): A bill for an act entitled: "An act to amend Section 3-2004, of the Revised Codes of Montana, 1947, relating to registration fee for each registered brand or formula of commercial feeds, providing for the distribution of fees, and providing for an increase in the annual registration fee." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 26, introduced by Keller: A bill for an act entitled: "An act to amend Section 16-1803, Revised Codes of Montana, 1947, relating to requests for bids in making purchases by county commissioners." Referred to Committee on Townships and Counties.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Joint Memorial No. 2 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield,

Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Atkinson, Blikken, Brenner, Hauge, Leuthold, Purdy, Wiedman. Total 7.

Excused: Mackay, Magnuson, Nixon, Page (Granite), Taylor, Wilson (Treasure). Total 6.

Senate Amendment to House Bill No. 12 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Judith Basin), Working, Dwyer, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Atkinson, Blikken, Emmons, Hauge, Leuthold, Purdy, Wiedman. Total 7.

Excused: Mackay, Magnuson, Nixon, Page (Granite), Taylor, Wilson (Treasure). Total 6.

House Bill No. 40 was passed by the following vote:

Ayes: Anders, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Higgins, Loughran, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Watkins, Westlake, Working, Mr. Speaker. Total 48.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Clark, Cook, Emmons, Goodgame, Graybill, Harpster, Hess, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, McBride, Michels, Rieder, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 30.

Absent and not voting: Atkinson, Blikken, Hauge, Leuthold, Purdy, Wiedman, Total 6.

Excused: Mackay, Magnuson, Nixon, Page (Granite), Taylor, Wilson (Treasure). Total 6.

House Bill No. 82 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade),

Babich, Aronow, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Atkinson, Blikken, Hauge, Leuthold, O'Connor, Purdy, Wiedman. Total 7.

Excused: Mackay, Magnuson, Nixon, Page (Granite), Taylor, Wilson (Treasure). Total 6.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Saturday, January 27, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

## TWENTY-SEVENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 27, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Ammerman, Anderson (Cascade), Atkinson, Cowley, Crist, Hawks, Jensen, Magnuson, Page (Granite), Peters and Wilson (Treasure). The following were absent: Purdy and Rieder.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twenty-sixth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Joint Resolution No. 2 and House Bills Nos. 71, 97, 70, 73, 77, 81, 100, 56, beg leave to report that the same have this date been returned from the printer correctly printed.

BRADLEY, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Foley and Sales: A bill for an act entitled: "An act to amend Section 71-302, Revised Codes of Montana, 1947, relating to eligibility requirements for general relief; Section 71-503, Revised Codes of Montana,

1947, relating to administration of aid to dependent children, and repealing all acts and parts of acts in conflict herewith."

By Foley and Sales: A bill for an act entitled: "An act to amend Section 71-601, Revised Codes of Montana, 1947, relating to definitions for aid to needy blind; Section 71-602, Revised Codes of Montana, 1947, relating to administration; Section 71-604, Revised Codes of Montana, 1947, relating to eligibility for aid to needy blind; Section 71-607, Revised Codes of Montana, 1947, relating to investigation of applications, and repealing all acts and parts of acts in conflict herewith."

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-310 of the Revised Codes of Montana, 1947, relating to the control of expenditures of the institutions under the general control of the State Board of Education; and repealing all acts or parts of acts in conflict therewith."

By Barnard and Blikken: A bill for an act entitled: "An act to amend Section 94-1007, Revised Codes of Montana, 1947, relating to orders of abatement, sale of fixtures, closing of buildings, fees and service, providing for revocation of licenses, and repealing all acts and parts of acts in conflict herewith."

By Graybill and Norby: A bill for an act entitled: "An act empowering a city or town council to acquire lots or lands by lease, gift, purchase or condemnation for use as parking areas for motor vehicles, and to construct and maintain suitable parking facilities for the use of the public and for general traffic control, and to make charges for the use of such facilities, and to provide for the payment of such facilities, and authorizing the pledging of all revenues from said facilities and from street parking meters of such city or town as security for bonds or other securities issued in payment for such facilities and repealing all acts or parts of acts in conflict herewith."

By Foley and Sales: A bill for an act entitled: "An act to amend Section 71-204, Revised Codes of Montana, 1947, relating to the authority of the State Board of Public Welfare and disclosure of certain information; Section 71-210, Revised Codes of Montana, 1947, relating to the authority and activities of the State Department; Section 71-211, Revised Codes of Montana, 1947, relating to the board acting as agency of Federal Government and assistance to ward Indians; Section 71-216, Revised Codes of Montana, 1947, relating to the powers and duties of the county board; Section 71-219, Revised Codes of Montana, 1947, relating to grants-in-aid based on need and after investigation; Section 71-221, Revised Codes of Montana, 1947, relating to the functions and activities of the county department; Section 71-222, Revised Codes of Montana, 1947, relating to per capita and millage taxes to be levied, expenditures and budgets; Section 71-223, Revised Codes of Montana, 1947, relating to the right of appeal; Section 71-306, Revised Codes of Montana, 1947, relating to the right of appeal and hearing; Section 71-308, Revised Codes of Montana, 1947, relating to medical aid and hospitalization; Section 71-309, Revised Codes of Montana, 1947, relating to the primary obligations of the board of county commissioners; Section 71-311, Revised Codes of Montana, 1947, relating to grants from the state funds to counties; Section 71-312, Revised Codes of Montana, 1947, relating to application for relief; Section 71-313, Revised Codes of Montana, 1947, relating to investigations of relief applications; Section 71-314, Revised Codes of Montana, 1947, relating to granting of assistance; Section 71-402, Revised Codes of Montana, 1947, relating to eligibility requirements for old age assistance; Section 71-403, Revised Codes of Montana, 1947, relating to the amount of assistance; Section 71-404, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-405, Revised Codes of Montana, 1947, as amended by Section 1, Chapter 155, Session laws of 1949, relating to the county share of participation; Section 71-406, Revised Codes of



Montana, 1947, relating to investigation of applications; Section 71-413, Revised Codes of Montana, 1947, relating to change of residence of person receiving old age assistance; Section 71-502, Revised Codes of Montana, 1947, relating to aid to dependent children defined; Section 71-504, Revised Codes of Montana, 1947, relating to eligibility for assistance in aid to dependent children; Section 71-505, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-506, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-507, Revised Codes of Montana, 1947, relating to granting of assistance and amount of assistance; Section 71-510, Revised Codes of Montana, 1947, relating to removal to another county; Section 71-604, Revised Codes of Montana, 1947, relating to eligibility for aid to needy blind; Section 71-605, Revised Codes of Montana, 1947, relating to amount of assistance; Section 71-606, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-607, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-608, Revised Codes of Montana, 1947, relating to granting of aid; Section 71-611, Revised Codes of Montana, 1947, as amended by Section 2, Chapter 155, Session Laws of 1949, relating to county share of participation; Section 71-612, Revised Codes of Montana, 1947, relating to change of residence of person receiving aid to blind, and repealing all other acts and parts of acts in conflict herewith."

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 112, respectfully report as follows: That House Bill No. 112 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 15, respectfully report as follows: That Senate Bill No. 15 be amended as follows: Amend the title, in line 6 of the original typewritten bill, by insertiing after the word "thereon" the words "and providing for the time within which the sureties may justify". Amend Section 1, in lines 26 and 27 of the original typewritten bill, by striking out the words "before the service of his answer upon the plaintiff" and inserting in lieu thereof the words "within thirty days after the service of summons"; And further amend Section 1, in line 31 of the original typewritten bill, by striking out the word "five" and inserting in lieu thereof the word "ten". And that as so amended Senate Bill No. 15 be concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 37, respectfully report as follows: That House Bill No. 37 do pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 38, respectfully report as follows: That House Bill No. 38 do pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 86, respectfully report as follows: That House Bill No. 86 be amended as follows: By striking out all of sub-section (10) following the word "shall" on page 4, line 12, and by inserting in lieu thereof, following the word "shall", the words "remain the indebtedness and obligation of the district which originally incurred such bonded indebtedness

and be paid by levies imposed upon property therein," and as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 138, introduced by Cook, Anderson (Cascade), Seifert, Lien, Graybill, Barrett, Harpster, Omholt, Leuthold and Holtz: A bill for an act entitled: "An act to design, engineer, construct, erect, furnish and equip a suitable building or buildings at Great Falls, Montana, to be used as a state grain inspection laboratory and for other divisions of the Department of Agriculture of the State of Montana; providing for the appropriation of money from the general fund for this purpose; providing for the selection and purchase of a tract of land to be used as a site for said state grain inspection laboratory; authorizing the State board of Examiners to select a site subject to the approval of the Commissioner of Agriculture of the State of Montana; authorizing the State Board of Examiners to employ architects to design the building or buildings, and for the construction of said building or buildings; authorizing the State Board of Examiners to employ architects to design the said building or buildings, and for the construction of said building or buildings; authorizing the State Board of Examiners to purchase out of any remaining monies, furnishings and equipment for said building or buildings; providing for the effective date of act and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Appropriations.

House Bill No. 139, introduced by Loble, Aronow, Barrett, Dwyer, Babich, Mountain, Trout, Ammerman, Jensen and Anderson (Cascade): A bill for an act entitled: "An act providing educational opportunities for the children of members of the armed forces of the United States killed in action or dying as the result of disabilities incurred in action since September 16, 1940, or hereafter during the present National Emergency, and providing an appropriation therefor." Referred to Committee on Appropriations.

House Bill No. 140, introduced by Rieder, Trout, Andersen (Richland), Blikken, Beck, Harpster, Smith, Lien and Reed: A bill for an act entitled: "An act to appropriate money from the general fund to design, architect, engineer, construct and erect a suitable building at the State Training School at Boulder, Montana, for use as a dormitory, hospital and infirmary; to design, architect, engineer, construct and erect a suitable addition to existing boiler plant and installation of two high pressure boilers at the State Training School, Boulder, Montana; to design, architect, construct, erect and install at the State Training School, Boulder, Montana, a steam distribution system; empowering the State Board of Examiners to employ an architect to design such building or buildings, power plant and distribution system; empowering said board to advertise and call for bids for the construction of such building or buildings and installation of such system and to let contracts therefor." Referred to Committee on Appropriations.

House Bill No. 141, introduced by Rieder, Trout, Andersen (Richland), Blikken, Harpster, Smith, Lien and Reed: A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct and erect a building at the State Training School, Boulder, Montana, for use as a dormitory; empowering the State Board of Examiners to employ an architect to design such building; empowering said board to advertise and call for bids for the construction of such building and to let contracts therefor." Referred to Committee on Appropriations.

House Bill No. 142, introduced by Cook, Tripp, Holtz, Clark and Trout: A bill for an act entitled: "An act to amend Section 87-103, Revised Codes of Montana, 1947, as last amended by Chapter 178, Laws of 1949, relating to the payment of unemployment compensation benefits, by providing a new maximum weekly benefit amount of twenty-five dollars (\$25.00), and Section 87-104, Revised Codes of Montana, 1947, relating to the duration of benefits under the unemployment compensation law of Montana, by providing a new maximum duration of twenty (20) weeks, directing that invalidity of a part of this act shall not affect or impair the remainder, making this act effective upon its passage and approval; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 143, introduced by Reed, Gebhardt, Pierce, Lien, Beck, Magnuson and Clark: A bill for an act entitled: "An act to amend Section 66-505 of the Revised Codes of Montana, 1947, relating to applications to practice and fee for license of Chiropractors and to amend Section 66-507, Revised Codes of Montana, 1947, relating to the definition of Chiropractic and to amend Section 66-509, Revised Codes of Montana, 1947, relating to the rights and limitations governing the practice of chiropractic and to amend Section 66-512, Revised Codes of Montana, 1947, relating to the renewal of licenses by chiropractors; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 144, introduced by Holtz and Tripp: A bill for an act entitled: "An act to amend Sections 94-2401 and 94-2402, Revised Codes of Montana, 1947, by eliminating the provisions for licensing of trade stimulators." Referred to Committee on Ways and Means.

House Bill No. 145, introduced by Sagunsky, Scofield, Clark and Esp: A bill for an act entitled: "An act to define the crime of using United States highways and state highways as a place for the pasturage or running of livestock, defining the term 'open range lands', and providing a penalty for the violation thereof." Referred to Committee on Livestock and Public Ranges.

House Bill No. 146, introduced by Foley: A bill for an act entitled: "An act relating to certain coin-operated amusement machines; defining terms; providing for state licenses, license stamps and amount of license fees; authorizing incorporated cities and towns of the State of Montana to license such machines, subject to maximum fees; providing for distribution of license fees; prohibiting persons under twenty-one years of age from playing any such machine; providing generally for the administration of this act; prescribing penalties; providing for suspension and revocation of licenses; and providing for other matters relating to this act." Referred to Committee on Ways and Means.

House Bill No. 147, introduced by Graybill and Loble: A bill for an act entitled: "An act to require and direct the State Board of Equalization to make a study of the entire tax structure of the State of Montana; to appraise the methods, systems and sources of taxation with a view to improve the same and to distribute the tax burden fairly and equitably; and directing that recommendations be made relating to said subjects, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Joint Memorial No. 3, introduced by Trout, Ammerman, Jensen and Loble: "A Joint Memorial to the President and the Congress of the United States, urging the enactment of legislation making adequate provision for the dependents of members of the armed services of the United States on active duty during the continuance of the present National Emergency, and providing a moratorium for the benefit of members of such armed services who have established themselves in homes and are indebted on account thereof to loan agencies of the Federal Government." Referred to Committee on Military Affairs.

## THIRD READING

The following, having been read three several times, history and title agreed to, was disposed of as follows:

House substitute for Senate Bill No. 1 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Brenner, Hawks, Jensen, Nixon, Purdy, Rieder. Total 6.

Excused: Ammerman, Anderson (Cascade), Atkinson, Cowley, Crist, Magnuson, Page (Granite), Peters, Taylor, Wilson (Treasure). Total 10.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Emmons of Deer Lodge in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 4 be amended in the title by striking out in line 10 thereof the words and figures "Ten Thousand and no/100 (\$10,000.00) Dollars" and inserting in lieu thereof the words and figures "Twenty Thousand and no/100 (\$20,000.00) Dollars" and be further amended in Section 1 by striking out in line 24 on page 2 the words and figures "Ten Thousand and no/100 (\$10,000.00) Dollars" and inserting in lieu thereof the words and figures "Twenty Thousand and no/100 (\$20,000.00) Dollars" and that as so amended do pass.

That House Bill No. 63 do pass.

That House Bill No. 65 do pass.

That House Bill No. 66 do pass.

That House Bill No. 83 do pass.

That House Bill No. 89 do pass.

That House Bill No. 93 do pass.

That House Bill No. 106 do pass.

That House Bill No. 107 do pass.

That House Bill No. 108 do pass.

That consideration of House Bill No. 110 be passed for the day.

That Senate Bill No. 3 be concurred in.

That Senate Joint Memorial No. 1 be concurred in.

EMMONS, Chairman.

Report adopted.



## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 109, respectfully report as follows: That House Bill No. 109 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 114, respectfully report as follows: That House Bill No. 114 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 119, respectfully report as follows: That House Bill No. 119 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 130, reepectfully report as follows: That House Bill No. 130 do pass.

WIEDMAN, Chairman.

Report adopted.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 3 was concurred in by the following vote:

Ayes: Anders, Andersen (Richland), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Hawks, Jensen, Leuthold, Purdy, Rieder. Total 5.

Excused: Ammerman, Anderson (Cascade), Atkinson, Cowley, Crist, Magnuson, Page (Granite), Peters, Taylor, Wilson (Treasure). Total 10.

Senate Joint Memorial No. 1 was concurred in by the following vote:

Ayes: Anders, Andersen (Richland), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.



Absent and not voting: Dokken, Hawks, Jensen, Leuthold, Purdy, Rieder. Total 6.

Excused: Ammerman, Anderson (Cascade), Atkinson, Cowley, Crist, Magnuson, Page (Granite), Peters, Taylor, Wilson (Treasure). Total 10.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Monday, January 29, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

## TWENTY-NINTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 29, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Ammerman and Atkinson.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twenty-seventh Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 4, 63, 65, 66, 83, 89, 93, 106, 107, 108.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 98, 72 and 75, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Sykes, Andersen (Richland), Dokken, Esp and Scofield: A bill for an act entitled: "An act to amend Section 4-430 of the Revised Codes of Montana, 1947, relating to city and county licenses, fees for selling liquor at retail, amending the same by changing the fifty per cent (50%) to read, 'A sum not in excess of the amount collected by the board from such licensee under this act' repealing all acts or parts of acts in conflict and setting the effective date upon its passage and approval."

By Babich, Aronow and O'Connor: A bill for an act entitled: "An act to repeal Section 92-1110 of the Revised Codes of Montana, 1947, relating to deficiency in Industrial Accident Fund and repealing all acts and parts of acts in conflict herewith."

By Babich, Scofield, Schiltz and Fulton: A bill for an act entitled: "An

act to amend Section 92-206 of the Revised Codes of Montana, 1947, relating to compensation plan No. 3 exclusive, etc., when a public corporation is the employer—duty of governing body of corporations and repealing all acts and parts of acts in conflict herewith.”

By Prill: A bill for an act entitled: “An act to amend Section 75-4606 Revised Codes of Montana, 1947, changing the county population basis from the 1930 United States census to the 1950 census, and repealing all acts and parts of acts in conflict herewith.”

By Prill and Bradley: A bill for an act entitled: “An act to require the publication of notice of application to sell liquor at retail under the provisions of Chapter 4 of Volume 1 of the Revised Codes of Montana of 1947; providing the form of such notice and providing for hearing thereon before the Montana Liquor Control Board; repealing all acts and parts of acts in conflict herewith.”

By Loble and Andersen (Richland): A bill for an act entitled: “An act creating the Montana Resources Development Board, defining its powers and duties and making an appropriation therefor.”

By Loble, Schiltz, Sykes and Trout: A bill for an act entitled: “An act to provide for the administration of adult probation and parole; authorizing and regulating the use of probation, suspension of sentence and parole; providing for indeterminate sentences of persons committed to the Montana State Prison; establishing a state board of Probation and Parole; conferring, and defining its jurisdiction, powers and duties; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers and other employees; regulating the compensation of members of the board and of officers and employees thereof; making violations of certain provisions of this act misdemeanors and providing therefor; and for other related purposes; and to repeal Sections 94-7821, 94-7823, 94-7824, 94-7825, 94-7826, 94-7827, 94-7828, 94-7829, 94-7822, 94-7830, 94-7831, 94-7818, 94-9819, 94-9820 and 80-740, Revised Codes of Montana, 1947, all relating to above subjects, and all other acts and parts of acts inconsistent with the provisions of this act are hereby repealed; and providing an appropriation.”

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 99, respectfully report as follows: That House Bill No. 99 be amended as follows:

In Section 1, page 2, line 1, by changing the words and figures “six thousand dollars (\$6,000.00)” to “four thousand eight hundred dollars (\$4,800.00)”; lines 2 and 3 of page 2, by changing the words and figures “five thousand four hundred dollars (\$5,400.00)” to “four thousand two hundred dollars (\$4,200.00)”; lines 5 and 6 of page 2, by changing the words and figures “six thousand six hundred dollars (\$6,600.00)” to “five thousand one hundred dollars (\$5,100.00)”; and line 7 of page 2, by changing the words and figures “six thousand dollars (\$6,000.00)” to “four thousand three hundred dollars (\$4,300.00)”, and as amended, recommend that same do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 41, respectfully report as follows: That House Bill No. 41 be amended as follows:

By striking out in line 18 of the printed bill after the word “service,” the balance of said line 18 down to and including the word “Montana”

in line 19 of said printed bill, and as amended, recommend that same do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 124, respectfully report as follows: That House Bill No. 124 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 116, respectfully report as follows: That House Bill No. 116 do pass.

PHILLIPS, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by Aronow, duly seconded and carried, that House Bill No. 65 be taken from Third Reading and be referred to the Committee on Ways and Means.

It was moved by McElwain, duly seconded and carried, that House Bill No. 97 be taken from General Orders and rereferred to Committee on Education.

It was moved by McElwain, duly seconded and carried, that House Bill No. 110 be taken from General Orders and rereferred to the Committee on Education.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

House Bill No. 148, introduced by Graybill and Norby: A bill for an act entitled: "An act empowering a city or town council to acquire lots or lands by lease, gift, purchase or condemnation for use as parking areas for motor vehicles, and to construct and maintain suitable parking facilities for the use of the public and for general traffic control, and to make charges for the use of such facilities, and to provide for the payment of such facilities, and authorizing the pledging of all revenues from said facilities and from street parking meters of such city or town as security for bonds or other securities issued in payment for such facilities, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 149, introduced by Barnard and Blikken: A bill for an act entitled: "An act to amend Section 94-1007, Revised Codes of Montana, 1947, relating to orders of abatement, sale of fixtures, closing of building, fees and service, providing for revocation of licenses, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 150, introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-310 of the Revised Codes of Montana, 1947, relating to the control of expenditures of the institutions under the general control of the State Board of Education; and repealing all acts or parts of acts in conflict therewith." Referred to Committee on State Boards and Institutions.

House Bill No. 151, introduced by Committee on Banking and Insurance, by request: A bill for an act entitled: "An act making it unlawful

for any life insurance company, its officers, agents or employees to own, operate, or maintain a funeral or undertaking business; or contract, or agree with any funeral or undertaking establishment to conduct the funeral of any person insured by such insurance company; or for any funeral or undertaking establishment, its agents, officers, or employees to be licensed as agent, salesman or solicitor for any life insurance company doing business in this state." Referred to Committee on Judiciary.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 4 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Corcoran, Freshman, Goodgame, Hess, Jensen. Total 5.

Excused: Ammerman, Atkinson. Total 2.

Speaker pro-tem, Esp, in the Chair.

House Bill No. 63 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 84.

Noes: None.

Absent and not voting: Hess, Jensen, Reed, Mr. Speaker. Total 4.

Excused: Ammerman, Atkinson. Total 2.

House Bill No. 66 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay,



Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 84.

Noes: None.

Absent and not voting: Graybill, Hess, Jensen, Mr. Speaker. Total 4.

Excused: Ammerman, Atkinson. Total 2.

House Bill No. 83 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Loughran. Total 78.

Noes: Haines (Missoula), Omholt, Page (Missoula), Taylor. Total 4.

Absent and not voting: Brenner, Hess, Jensen, Rostad, Watkins, Mr. Speaker. Total 6.

Excused: Ammerman, Atkinson. Total 2.

House Bill No. 89 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 82.

Noes: None.

Absent and not voting: Brenner, Hess, Jensen, Phillips, Tripp, Mr. Speaker. Total 6.

Excused: Ammerman, Atkinson. Total 2.

House Bill No. 93 was passed by the following vote:

Ayes: Anders, Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz,



Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 77.

Noes: Andersen (Richland), Freshman, Goodgame, Page (Granite). Total 4.

Absent and not voting: Babich, Brenner, Hess, Jensen, Omholt, Taylor, Mr. Speaker. Total 7.

Excused: Ammerman, Atkinson. Total 2.

House Bill No. 106 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Aronow, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 84.

Noes: None.

Absent and not voting: Hess, Jensen, Taylor, Mr. Speaker. Total 4.

Excused: Ammerman, Atkinson. Total 2.

House Bill No. 107 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working. Total 82.

Noes: Tripp, Wilson (Judith Basin). Total 2.

Absent and not voting: Hess, Jensen, Purdy, Mr. Speaker. Total 4.

Excused: Ammerman, Atkinson. Total 2.

House Bill No. 108 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Sykes, Taylor, Tripp, Trout, Valach,

Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 83.

Noes: None.

Absent and not voting: Hess, Jensen, Omholt, Smith, Mr. Speaker. Total 5.

Excused: Ammerman, Atkinson. Total 2.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Loble of Lewis and Clark in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 56 do pass.

That House Bill No. 71 do pass.

That House Bill No. 70 do pass.

That House Bill No. 73 do pass.

That House Bill No. 77 do pass.

That House Bill No. 81 do pass.

That consideration of House Bill No. 100 be passed for the day.

That House Joint Resolution No. 2 do pass.

That Senate Bill No. 15 be concurred in.

LOBLE, Chairman.

It was moved by Loble, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by Clark, duly seconded, that House Bill No. 56 be segregated from the report of the Committee of the Whole, which motion was lost by the following vote:

Ayes: Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, Magnuson, McBride, McCarthy, Michels, Parker, Purdy, Rieder, Sykes, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 33.

Noes: Anders, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Loughran, Mackay, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 55.

Absent and not voting: None.

Excused: Ammerman, Atkinson.

Pairs were recorded as follows: Foley voting Aye and Barrett voting No.

Thereupon the report of the Committee of the Whole was adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 3:00 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 56, 71, 70, 73, 77, 81, House Joint Resolution No. 2.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 90, 105, 120, 109, 112, 130 and 114, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Haines (Flathead), Sykes, Page (Missoula), Dokken, Prill, Crist, Haines (Missoula), Trout, Ammerman and Norby: A bill for an act entitled: "An act to amend Section 84-301 of the Revised Codes of Montana, 1947, relating to the classification of property for taxation."

By Smith: A bill for an act entitled: "An act to amend Section 40-2402, Chapter 24, Revised Codes of Montana, 1947, relating to the making, fixing and regulating of insurance rates and premiums by bringing credit insurers within scope of insurance rate regulation."

By Schiltz: A bill for an act entitled: "An act to amend Chapter 9 of title 23 of the Revised Codes of Montana, of 1947, relating to nomination of candidates for public office by the direct primary by adding thereto a new section to be known as 23-910-A prohibiting withdrawal of a candidate for nomination for public office who has filed the petition required to be filed by 23-909 Revised Codes of Montana of 1947."

By Committee on Irrigation and Water Conservation: A bill for an act entitled: "An act amending Section 82-2118 of the Revised Codes of Montana, of 1947, relating to the enabling of the state to accept an offer of the United States made by an act of Congress, in relation to arid lands commonly known as the Carey Act, approved August the 18th, 1894, and the amendments thereto; making water rights appurtenant to the land reclaimed; granting the contractor constructing work for reclaiming such lands a lien upon the sale and the water right appurtenant thereto for the purchase price of such water right and providing for the foreclosure and redemption of the sale; providing for the duties of the sheriff in connection therewith; providing for the rights and duties of the lien-holder and the method of sale of said land and water right by the lien-holder in the event the lien-holder becomes or became the purchaser at foreclosure sale or where a deed is obtained in lieu thereof and defining the duties and powers of the Carey Land Act Board in connection therewith; and repealing all acts and parts of acts in conflict herewith."

### THIRD READING OF SENATE BILLS

The following, having been read three several times, history and title agreed to, was disposed of as follows:

Senate Bill No. 15 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Hess, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Higgins, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Beck, Lien, McCarthy. Total 3.

Excused: Atkinson. Total 1.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bill No. 12, House Joint Resolution No. 1 and House Bill No. 3.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 12 introduced by me and find the same to be correct.

SCHILTZ.

I have examined House Joint Resolution No. 1 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 3 introduced by me and find the same to be correct.

LOBLE.

The Speaker signed the following bills in open session: House Joint Resolution No. 1; House Bill No. 3; and House Bill No. 12.

### THIRD READING OF HOUSE BILLS

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 56 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Dwyer, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Higgins, McCarthy. Total 2.

Excused: Atkinson. Total 1.

House Bill No. 71 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Higgins, McCarthy, Sagunsky. Total 3.

Excused: Atkinson. Total 1.

House Bill No. 70 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: McCarthy, O'Connor. Total 2.

Excused: Atkinson. Total 1.

House Bill No. 73 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 86.

Noes: Tripp. Total 1.

Absent and not voting: Brenner, McCarthy. Total 2.

Excused: Atkinson. Total 1.

House Bill No. 77 was passed by the following vote:



Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 85.

Noes: Bradley, Sykes. Total 2.

Absent and not voting: Corcoran, McCarthy. Total 2.

Excused: Atkinson. Total 1.

House Bill No. 81 was passed by the following vote:

Ayes: Ammerman, Anders, Aronow, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Clark, Dokken, Emmons, Foley, Graybill, Haines (Missoula), Hanford, Hauge, Hess, Karlberg, Lien, Loble, Lockridge, Mackay, Magnuson, McBride, McElwain, Nixon, O'Connor, Omholt, Page (Missoula), Parker, Prill, Purdy, Rieder, Sagunsky, Schiltz, Scofield, Seifert, Smith, Sykes, Valach, Westlake, Wiedman, Mr. Speaker. Total 44.

Noes: Andersen (Richland), Anderson (Cascade), Brenner, Brownfield, Corcoran, Cowley, Crist, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Harpster, Hawks, Higgins, Holtz, Iten, Jensen, Leuthold, Loughran, MacDonald, Michels, Mountain, Norby, Page (Granite), Peters, Phillips, Pierce, Reed, Rostad, Sales, Skibby, Taylor, Tripp, Trout, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Working. Total 42.

Absent and not voting: Blikken, Cook, McCarthy. Total 3.

Excused: Atkinson. Total 1.

House Joint Resolution No. 2 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Haines (Missoula), Mr. Speaker. Total 84.

Noes: Holtz. Total 1.

Absent and not voting: Blikken, Cook, McCarthy, Tripp. Total 4.

Excused: Atkinson. Total 1.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Mackay and O'Connor: A bill for an act entitled: "An act to amend Section 84-5403 of the Revised Codes of Montana, 1947, relating to the computation of the net proceeds tax on mining operations by providing that moneys expended by mine operators for payments to miner's welfare and retirement funds when provided for in wage contracts between operators and employees shall be included among the costs to be computed in determining net proceeds of operations."

## MESSAGES FROM THE SENATE

January 29, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following Senate Bill for further consideration.

Senate Bill No. 26 by Keller.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

January 29, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Joint Memorial No. 5 by the Committee on Water, Water Conservation and Flood Control.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

January 29, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 23 by Social Security Committee.

House Bill No. 28 by Loble, Peters and Sykes.

House Bill No. 29 by Loble, Peters and Sykes.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that Senate Bill No. 26 be taken from the Committee on Townships and Counties and returned to the Senate in accordance with their request.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Tuesday, January 30, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## THIRTIETH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 30, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Crist and Haines (Missoula).

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Twenty-ninth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Clark and Hauge: A bill for an act entitled: "An act to amend Section 46-2303 of the Revised Codes of Montana of 1947, relating to the grass conservation commission by changing qualifications of persons eligible to serve upon said commission."

By Committee on Education: "A Memorial to the Hon. Harry S. Truman, President of the United States, the Hon. John W. Bonner, Governor of the State of Montana, the Hon. Charles E. Wilson, Director, Office of Defense Mobilization, the Hon. William Henry Harrison, Administrator, National Production Authority, the Hon. Earl J. McGrath, Commissioner, United States office of Education, National Association of Manufacturers, National Congress of Parents and Teachers, National School Boards Association and National Education Association, requesting that a top priority, second only to military needs of the United States, for equipment, supplies, school busses and building materials be given to schools."

By Sykes: A bill for an act entitled: "An act to amend Sections 10-602, 10-611, 10-617 and 10-626, Revised Codes of Montana, 1947, relating to juvenile courts' proceedings against juvenile delinquents and repealing all acts and parts of acts in conflict herewith."

By Gebhardt, Prill, Pierce, Crist, Schiltz, Peters, Sykes, Hawks and Cowley: A bill for an act entitled: "An act to amend the Montana unemployment compensation law, title 87 Revised Codes of Montana, 1947, by amending Section 87-109 Revised Codes of Montana, 1947, relating to contributions by providing a system of experience rating of employers for rate making purposes based upon score points assigned, and striking out the paragraph therein providing for a one and eight-tenths (1.8) per centum average rate on the total of all annual payrolls."

By Graybill: A bill for an act entitled: "An act to authorize the admission in evidence of declarations of deceased persons in certain instances and under certain conditions."

By Norby, Blewett, Schiltz, and Skibby: A bill for an act entitled: "An act providing for the appointment of county planning commissions, prescribing the powers, duties, and financing thereof; providing for zoning, land use regulations and subdivision controls and defining the limits thereof; providing for building permits; providing for a board to hear appeals from decisions of administrative officials to act upon special and exceptional cases; providing penalties; and repealing all acts and parts of acts in conflict herewith."

By Graybill: A bill for an act entitled: "An act to amend Section 91-4423 of the Revised Codes of Montana, 1947, relating to the jurisdiction of district courts to hear and determine all questions arising under the provisions of inheritance tax laws, and providing that before the issuance of an order discharging the administrator, executor or trustee of an estate a certificate signed by the State Board of Equalization shall be filed with the clerk of the district court stating that the tax has been properly computed, and repealing all acts and parts of acts in conflict herewith."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Sections 84-5701 and 84-5702, Revised Codes of Montana of 1947, relating to punch boards, pull boards and similar devices, by defining the word 'wholesales' as used in the act, changing the definition of the phrase 'trade stimulator' providing for a license tax on trade stimulators, fixing the amount of such tax, etc., providing the method of administration by the State Board of Equalization; requiring wholesalers to affix the use tax stamps and compensating them therefore; licensing wholesalers; requiring bonds from the wholesaler; defining terms used; providing for the disposition of the revenue from such licenses; declaring the operation and use of stamped trade stimulators legal; providing penalties for the violation of this act and repealing all acts and parts of acts in conflict herewith."

By Pierce, Lien, McBride, Sagunsky and Higgins: A bill for an act entitled: "An act to amend Sections 84-2202, 84-2203 and 84-2207 Revised Codes of Montana, 1947, relating to oil producers' license tax, the payment and collection thereof and repealing all acts and parts of acts in conflict therewith."

By Pierce, Lien, McBride, Sagunsky, and Higgins: A bill for an act entitled: "An act to amend Sections 8-117 and 8-128 Revised Codes of Montana, 1947, relating to disposition of license and fees imposed upon and collected from motor carriers and repealing all acts and parts of acts in conflict therewith."

By Emmons, McElwain, Loble and McBride: A bill for an act entitled: "An act to amend Section 87-148, Revised Codes of Montana, 1947, relating to and defining terms used in the unemployment compensation law of the State of Montana by providing that the term 'employment' shall not include service performed by an individual in a bowling alley as a pin setter where wages received do not exceed ten dollars (\$10.00) per week; repealing all acts and parts of acts in conflict herewith; and providing an effective date for said act."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Joint Memorial No. 4, respectfully report as follows: That Senate Joint Memorial No. 4 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 25, respectfully report as follows: That House Bill No. 25 be amended as follows: "in class three, line 5 of the original bill after the word 'poultry' that the semi-colon (;) be removed and the following words added: 'and the unprocessed products of both'; that page 2, line 23 of the original bill be stricken in its entirety and the following be substituted in lieu thereof; '(c) all unprocessed agricultural products either on the farm or in storage awaiting shipment or processing, irrespective of ownership'." Do pass as amended.

O'CONNOR, Chairman.

Report adopted.



## MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded, that House Bill No. 105 be taken from General Orders and referred to the Committee on Ways and Means. As a substitute motion, it was moved by McBride, duly seconded, that House Bill No. 105 be re-referred to the Committee on Affairs of Cities, which motion lost, whereupon the original motion by O'Connor carried.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length.

House Bill No. 152, introduced by Babich, Scofield, Schiltz and Fulton: A bill for an act entitled: "An act to amend Section 92-206 of the Revised Codes of Montana, 1947, relating to compensation plan No. 3 exclusive, etc., when a public corporation is the employer—duty of governing body of corporations and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Workmen's Compensation.

House Bill No. 153, introduced by Loble, Schiltz, Sykes and Trout: A bill for an act entitled: "An act to provide for the administration of adult probation and parole; authorizing and regulating the use of probation, suspension of sentence and parole; providing for indeterminate sentences of persons committed to the Montana State Prison; establishing a State Board of Probation and Parole; conferring, and defining its jurisdiction, powers and duties; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers and other employees; regulating the compensation of members of the board and of officers and employees thereof; making violations of certain provisions of this act misdemeanors and providing therefor; and for other related purposes; and to repeal Sections 94-7821, 94-7823, 94-7824, 94-7825, 94-7826, 94-7827, 94-7828, 94-7829, 94-7822, 94-7830, 94-9818, 94-9819, 94-9820 and 80-740, Revised Codes of Montana, 1947, all relating to above subjects, and all other acts and parts of acts inconsistent with the provisions of this act; and providing an appropriation." Referred to Committee on Appropriations.

House Bill No. 154, introduced by Haines (Flathead), Sykes, Page (Missoula), Dokken, Prill, Crist, Haines (Missoula), Trout, Ammerman, Norby: A bill for an act entitled: "An act to amend Section 84-301 of the Revised Codes of Montana, 1947, relating to the classification of property for taxation." Referred to Committee on Conservation and Development.

House Bill No. 155, introduced by Mackay and O'Connor: A bill for an act entitled: "An act to amend Section 84-5403 of the Revised Codes of Montana, 1947, relating to the computation of the net proceeds tax on mining operations by providing that moneys expended by mine operators for payments to miner's welfare and retirement funds when provided for in wage contracts between operators and employees shall be included among the costs to be computed in determining net proceeds of operations." Referred to Committee on Ways and Means.

House Bill No. 156, introduced by Schiltz, by request: A bill for an act entitled: "An act to amend Chapter 9 of title 23 of the Revised Codes of Montana of 1947, relating to nomination of candidates for public office by the direct primary by adding thereto a new section to be known as 23-910-A prohibiting withdrawal of a candidate for nomination for public office who has filed the petition required to be filed by 23-909, Revised Codes of Montana of 1947." Referred to Committee on Privileges and Elections.

House Bill No. 157, introduced by Loble and Andersen (Richland):



A bill for an act entitled: "An act creating the Montana Resources Development Board, defining its powers and duties and making an appropriation therefor." Referred to Committee on Appropriations.

House Bill No. 158, introduced by Babich, Aronow and O'Connor: A bill for an act entitled: "An act to repeal Section 92-1110 of the Revised Codes of Montana, 1947, relating to deficiency in Industrial Accident Fund and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Workmen's Compensation.

House Bill No. 159, introduced by Prill: A bill for an act entitled: "An act to amend Section 75-4606, Revised Codes of Montana, 1947, changing the county population basis from the 1930 United States census to the 1950 census, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 160, introduced by Anderson (Cascade), Corcoran, Gebhardt, O'Connor, Van Dyke and Clark: A bill for an act entitled: "An act to amend Section 4-410 of the Revised Codes of Montana, 1947, relating to content of license, posting, privileges, transfer and expiration of license under the Montana retail liquor license act; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 161, introduced by Foley, Sales: A bill for an act entitled: "An act to amend Section 71-302, Revised Codes of Montana, 1947, relating to eligibility requirements for general relief; Section 71-503, Revised Codes of Montana, 1947, relating to administration of aid to dependent children, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 162, introduced by Foley, Sales: A bill for an act entitled: "An act to amend Section 71-601, Revised Codes of Montana, 1947, relating to definitions for aid to needy blind; Section 71-602, Revised Codes of Montana, 1947, relating to administration; Section 71-604, Revised Codes of Montana, 1947, relating to eligibility for aid to needy blind; Section 71-607, Revised Codes of Montana, 1947, relating to investigation of applications, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 163, introduced by Foley, Sales: A bill for an act entitled: "An act to amend Section 71-204, Revised Codes of Montana, 1947, relating to the authority of the State Board of Public Welfare and disclosure of certain information; Section 71-210, Revised Codes of Montana, 1947, relating to the authority and activities of the State Department; Section 71-211, Revised Codes of Montana, 1947, relating to the board acting as agency of federal government and assistance to ward Indians; Section 71-216, Revised Codes of Montana, 1947, relating to the powers and duties of the county board; Section 71-219, Revised Codes of Montana, 1947, relating to grants-in-aid based on need and after investigation; Section 71-221, Revised Codes of Montana, 1947, relating to the functions and activities of the county department; Section 71-222, Revised Codes of Montana, 1947, relating to per capita and millage taxes to be levied, expenditures and budgets; Section 71-223, Revised Codes of Montana, 1947, relating to the right of appeal; Section 71-306, Revised Codes of Montana, 1947, relating to the right of appeal and hearing; Section 71-308, Revised Codes of Montana, 1947, relating to medical aid and hospitalization; Section 71-309, Revised Codes of Montana, 1947, relating to the primary obligations of the board of county commissioners; Section 71-311, Revised Codes of Montana, 1947, relating to grants from state funds to counties; Section 71-312, Revised Codes of Montana, 1947, relating to application for relief; Section 71-313, Revised Codes of Montana, 1947, relating to investigations of relief applications; Section 71-314, Revised Codes of Montana, 1947, relating to granting of assistance; Section 71-402, Revised Codes of Montana,

1947, relating to eligibility requirements for old age assistance; Section 71-403, Revised Codes of Montana, 1947, relating to the amount of assistance; Section 71-404, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-405, Revised Codes of Montana, 1947, as amended by Section 1, Chapter 155, Session Laws of 1949, relating to the county share of participation; Section 71-406, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-413, Revised Codes of Montana, 1947, relating to change of residence of person receiving old age assistance; Section 71-502, Revised Codes of Montana, 1947, relating to aid to dependent children defined; Section 71-504, Revised Codes of Montana, 1947, relating to eligibility for assistance in aid to dependent children; Section 71-505, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-506, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-507, Revised Codes of Montana, 1947, relating to granting of assistance and amount of assistance; Section 71-510, Revised Codes of Montana, 1947, relating to removal to another county; Section 71-604, Revised Codes of Montana, 1947, relating to eligibility for aid to needy blind; Section 71-605, Revised Codes of Montana, 1947, relating to amount of assistance; Section 71-606, Revised Codes of Montana, 1947, relating to application for assistance; Section 71-607, Revised Codes of Montana, 1947, relating to investigation of applications; Section 71-608, Revised Codes of Montana, 1947, relating to granting of aid; Section 71-611, Revised Codes of Montana, 1947, as amended by Section 2, Chapter 155, Session Laws of 1949, relating to county share of participation; Section 71-612, Revised Codes of Montana, 1947, relating to change of residence of person receiving aid to blind, and repealing all other acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 164, introduced by Sykes, Andersen (Richland), Doken, Esp and Scofield: A bill for an act entitled: "An act to amend Section 4-430 of the Revised Codes of Montana, 1947, relating to city and county licenses, fees for selling liquor at retail, amending the same by changing the fifty per cent (50%) to read, 'a sum not in excess of the amount collected by the board from such licensee under this act.' Repealing all acts or parts of acts in conflict and setting the effective date upon its passage and approval." Referred to Committee on Liquor Control.

House Bill No. 165, introduced by Smith: A bill for an act entitled: "An act to amend Section 40-2402, Revised Codes of Montana, 1947, relating to the making, fixing and regulating of insurance rates and premiums by bringing credit insurers within scope of insurance rate regulation." Referred to Committee on Banking and Insurance.

House Bill No. 166, introduced by Committee on Irrigation and Water Conservation: A bill for an act entitled: "An act amending Section 81-2118 of the Revised Codes of Montana of 1947, relating to the enabling of the state to accept an offer of the United States made by an act of Congress, in relation to arid lands, commonly known as the Carey Act, approved August the 18th, 1894, and the amendments thereto, making water rights appurtenant to the land reclaimed, granting the contractor constructing work for reclaiming such lands a lien upon the same and the water right appurtenant thereto for the purchase price of such water right and providing for the foreclosure and redemption of the same, providing for the duties of the sheriff in connection therewith, providing for the rights and duties of the lien-holder and the method of sale of said land and water right by the lien-holder in the event the lien-holder becomes or became the purchaser at foreclosure sale or where a deed is obtained in lieu thereof and defining the duties and powers of the Carey Land Act Board in connection therewith, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Irrigation and Water Conservation.

Senate Joint Memorial No. 5, introduced by Committee on Water, Water

Conservation and Flood Control: "A Memorial to Harry S. Truman, President of the United States; James E. Murray and Zales N. Ecton, Senators for Montana; Joseph C. O'Mahoney and Lester C. Hunt, Senators for Wyoming; Carl Hayden, Senator for Arizona and Chairman of the Senate Appropriations Committee; Mike Mansfield and Wesley D'Ewart, Congressmen for Montana; William Harrison, Congressman for Wyoming; Clarence Cannon, Chairman of House Appropriations Committee; Oscar Chapman, Secretary of Interior; Michael Straus, Commissioner of Reclamation; Dillon Meyer, Commissioner of Indian Affairs; Frank Pace, Jr., Director of the Budget, requesting the introduction and enactment into law of the necessary and proper legislation authorizing that sufficient appropriations be provided the Bureau of Reclamation for the immediate construction of Yellowtail Dam located in Big Horn County in southern Montana." Referred to Committee on Irrigation and Water Conservation.

### MOTIONS AND RESOLUTIONS

It was moved by Cook, duly seconded, that House Bill No. 58 be re-referred to the Committee on Public Utilities and State Commissions. As a substitute motion, it was moved by McElwain, duly seconded and carried, that further consideration of House Bill No. 58 be indefinitely postponed.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Beck of McCone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That consideration of House Bill No. 100 be passed for the day.

That House Bill No. 98 do pass.

That House Bill No. 72 do pass.

That House Bill No. 75 do pass.

That House Bill No. 41 do pass.

That House Bill No. 90 do pass.

That House Bill No. 109 do pass.

That House Bill No. 114 do pass.

That House Bill No. 120 do pass.

That House Bill No. 112 do pass.

That House Bill No. 130 do pass.

BECK, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the purchase of additional sets of the Revised Codes of Montana of 1947, and cumulative pocket supplements of 1949 and 1951."

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the Governor's office for requisitions for the current fiscal year ending June 30, 1951, it being determined that the appropriations made by the Thirty-first Legislative Assembly were insufficient."

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for certain deficiency claims arising for obligations incurred by the 1949 Legislative Assembly of the State of Montana."

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the payment of certain deficiency claims arising from obligations incurred by the Montana State College, the County Attorneys, the State Engineer, the State Training School, the Superintendent of Public Instruction, the State Treasurer, the District Judges, the Board of Education, the Attorney General, the transportation of prisoners, the Montana Highway Patrol, and Governor's office for requisitions."

By Sykes, Haines (Flathead), Aronow and Page (Missoula): A bill for an act entitled: "An act for the elimination of vehicles in dangerous and unsafe condition from the highways of the State of Montana, and providing for state-wide periodic vehicle inspection; providing that vehicles not required to be registered with the State Registrar of Motor Vehicles shall be exempted from the operation of said act; providing for the administration of said act by the Montana Highway Patrol Supervisor, and prescribing his powers and duties thereunder; providing for the designation of official inspection stations for the inspection of motor vehicles; providing for the setting up of standards by the steering, glass, lighting equipment, brakes, windshield wipers, horns and warning devices and mirrors of vehicles operating on the highways of the State of Montana; providing for the issuance to owners of vehicles of official certificates of inspection when said vehicles upon inspection are found to meet the requirements of the standards made by the Montana Highway Patrol Supervisor under this act; providing for the reporting by operators of official inspection stations of all inspections of vehicles to the Montana Highway Patrol Supervisor; providing that any highway patrolman may stop vehicles upon the highways of the State of Montana and require the owner or operator thereof to display an official certificate of inspection; providing that it shall be unlawful to display a certificate of inspection upon a vehicle unless an official inspection thereof has been made; providing that it shall be unlawful to operate a vehicle upon the highways of the State of Montana after the first day of January, 1952, unless the same has been inspected as required in this act, and unless there is displayed on such vehicle a certificate of inspection; providing for the suspension of registration of vehicles for noncompliance with the provisions of this act; providing for the inspection of school busses and the issuance of certificates of inspection therefore and providing that such certificates of inspection must be countersigned by the Montana Highway Patrol Supervisor; providing for an additional annual inspection of vehicles used for the transportation of school children by the Montana Highway Patrol, prior to the operating of such vehicles for the transportation of school children during the school year, to determine whether such vehicles conform with the provisions of this act and with the regulations of the State Board of Education of Montana; providing that no vehicle for which a certificate of inspection is required to be obtained shall be operated upon the highways of the State of Montana without prominently displaying such certificate on said vehicle; providing penalties for the violation of the provisions of this act; authorizing the Montana Highway Patrol Supervisor to designate the location of, furnish instructions to and supervise the official inspection stations provided for in this act; providing for the filing of applications by persons, associations



and corporations wishing to operate official inspection stations; providing for the issuance by the Montana Highway Patrol Supervisor of certificates of appointment with respect to persons wishing to operate and locations of official inspection stations; providing for the suspension of certificates of appointment with respect to any official inspection station and the operator thereof if the supervisor finds that the provisions of this act are not being complied with at such official inspection stations; providing for appeals to the district courts of the State of Montana from decisions of the Montana Highway Patrol Supervisor suspending certificates of appointments; providing that it shall be unlawful to display, or cause or permit to be displayed, any sign, mark, or advertisement which might lead any person to believe that there is an official inspection station on the premises indicated by such sign, mark or advertisement, unless a certificate of appointment with respect to such premises has been duly issued under the provisions of this act, and that it shall be unlawful to furnish a certificate of inspection to the owner of any vehicle without compliance with the provisions of this act; providing that it shall be unlawful for any person to assign, or attempt to assign a certificate of appointment, or to fail to display conspicuously the certificate of appointment at the place for which it is issued; providing that it shall be unlawful for any person to place a certificate of inspection in or on any vehicle, unless an official inspection of its mechanism and equipment shall have been made and the condition of such vehicle conforms with the provisions of this act, and that it shall be unlawful to furnish, loan, give or sell a certificate of inspection to any person not entitled to receive the same under the provisions of this act; providing that the official inspection stations and the records thereof shall be open for inspection by any highway patrolman or employee of the State Highway Patrol Board, and that the operators of official inspection stations shall file with the Montana Highway Patrol Supervisor such information relating to inspections and to the operation of such stations as said supervisor may require; providing for the charging of a fee of ten (10) cents to owners of inspected motor vehicles for each certificate of inspection issued, and providing that the funds thereby realized shall be remitted to the Montana Highway Patrol Supervisor who shall remit the same to the State Treasurer where said funds shall be placed in the State General Fund; appropriating the sum of fifteen thousand dollars (\$15,000) for the administration of this act; and providing that this act shall be in full force and effect from and after the first day of July, 1951."

By Dokken: A bill for an act entitled: "An act to insure the re-employment in state and civil employment of conscriptees and volunteers under the Federal Selective Training and Service Act of 1940, and National Guard and Reserve Officers Mobilization Act."

By Haines (Flathead), Watkins, Schiltz and Magnuson: A bill for an act entitled: "An act to amend Section 53-122, R. C. M., 1947, relating to the registration fees of motor vehicles, disposal of the proceeds, dealers' registration, public owned vehicles exempt and providing that \$10.00 of such registration fee shall be retained by the counties and cities as herein provided, to provide for the determination of the weight thereof, fixing a use tax on new vehicles, providing for application for licenses by residents and application for license by nonresidents, providing for the forms to be furnished the county treasurer, providing for the disposition of funds received from said license tax, providing for the expiration date of license tax, the renewal and prohibiting transferring such license, providing a penalty for operating a vehicle without payment of said license fee, providing for the enforcement of this act, for the effective date of said act, and to amend Section 32-1123, R. C. M., 1947, fixing the maximum dimensions, weights and speed of motor vehicles on highways in Montana, and repealing all acts and parts of acts in conflict herewith."

By Anderson (Cascade), Norby, Cook, Lien and Loble: A bill for an act entitled: "An act providing preference to blind and physically disabled per-



sons whenever any part of any public building of the State of Montana or any subdivision thereof shall be made available to private persons for use as a vending stand or other similar commercial enterprise, and defining the term 'blind person', and repealing all acts or parts of acts in conflict herewith."

By Committee on Judiciary: A bill for an act entitled: "An act to amend Section 93-314 of the Revised Codes of Montana of 1947, relating to itemized claims of district judges for expenses."

By Wiedman: A bill for an act entitled: "An act to prohibit the use of four-wheel drive or track driven vehicles in hunting deer and elk under certain circumstances, and repealing all acts in conflict herewith."

By Wiedman: A bill for an act entitled: "An act to prohibit the use of jack-lights, spotlights or other artificial lights in any area known to contain big game animals under certain conditions, and repealing all acts in conflict herewith."

By Omholt and Wiedman: A bill for an act entitled: "An act to define the crime of military non-cooperation as refusal to undertake combatant or noncombatant service in the armed forces of the United States when legally called upon so to do and to prescribe punishment therefor."

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 72, 75, 90, 98, 109, 112, 114, 120 and 130.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 38, 119 and 86, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 122, respectfully report as follows: That House Bill No. 122 do not pass, but that Substitute House Bill No. 122, A bill for an act entitled: "An act validating certain erroneously executed or acknowledged instruments affecting real property, providing for the use of copies as evidence, curing defects in deeds and conveyances heretofore made to real property, repealing all acts and parts of acts in conflict herewith," do pass.

WIEDMAN, Chairman.

Report adopted.

#### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 100 be taken from General Orders and be re-referred to the Committee on Highways and Highway Transportation.

#### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

Substitute House Bill No. 122, introduced by Committee on Judiciary: A bill for an act entitled: "An act validating certain erroneously executed or acknowledged instruments affecting real property, providing for the

use of copies as evidence, curing defects in deeds and conveyances heretofore made to real property, repealing all acts and parts of acts in conflict herewith." Referred to Committee on Printing.

The Speaker signed Senate Joint Memorial No. 2 and Senate Bill No. 14 in open session.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 72 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Aronow, Babich, Hanford, Hauge, Nixon, Prill, Taylor. Total 7.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 75 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: Barnard, Beck, Blikken, Nixon, Purdy. Total 5.

Absent and not voting: Aronow, Babich, Dwyer, Hanford, Hauge, Higgins. Total 6.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 90 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula),

Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Rostad, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Aronow, Babich, Hanford, Hauge, Hess, Higgins, Loughran, O'Connor, Purdy. Total 9.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 98 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Aronow, Babich, Barrett, Hanford, Hauge, Hess, Loughran, Pierce, Purdy, Sagunsky. Total 10.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 109 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Beck, Blewett, Bradley, Blikken, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Aronow, Babich, Barrett, Hanford, Hauge, Loughran, Purdy. Total 7.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 112 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Beck, Blewett, Bradley, Cook, Cowley, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout,

Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 70.

Noes: Blikken, Brenner, Brownfield, Clark, Corcoran, Emmons, Hanford, Higgins, Omholt, Phillips, Rostad, Taylor, Wilson (Judith Basin). Total 13.

Absent and not voting: Aronow, Babich, Barrett, Loughran, Seifert. Total 5.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 114 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Aronow, Babich, Loughran, Phillips. Total 4.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 120 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Babich, Loughran, Phillips, Purdy, Sagunsky, Wilson (Judith Basin). Total 6.

Excused: Crist and Haines (Missoula). Total 2.

House Bill No. 130 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce,

Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 83.

Noes: Jensen, Tripp, Wilson (Judith Basin). Total 3.

Absent and not voting: Graybill and Loughran. Total 2.

Excused: Crist and Haines (Missoula). Total 2.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 26 do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 11:45 o'clock A. M., delivered to the Governor for his approval.

PRILL, Chairman.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Joint Resolution No. 1, do hereby report that said resolution, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 1:45 o'clock P. M. delivered to the Governor for transmittal.

PRILL, Chairman.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, January 31, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### THIRTY-FIRST LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
January 31, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirtieth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 41.

OMHOLT, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Magnuson: A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana, an amendment to the constitution of the State of Montana prohibiting the use of funds derived from highway uses for other than highway purposes."

By McElwain and Loble: A bill for an act entitled: "An act permitting



actions on tort claims against the State of Montana to the extent of twenty-five hundred and no/100 dollars (\$2500.00) and describing the practice and procedure therefor."

By Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26-107, Revised Codes of Montana, 1947, providing for appointments of deputy fish and game wardens by removing the limitation on the number employed and repealing all acts or parts of acts in conflict herewith."

By Committee on Constitutional Amendments and Federal Relations: A bill for an act entitled: "An act to provide for the submission to the qualified electors of the State of Montana of an amendment to Section 11 of Article XI of the constitution of the State of Montana, relating to the State Board of Education, its membership, powers and duties; and repealing all acts or parts of acts in conflict therewith."

By Higgins: A bill for an act entitled: "An act to amend Section 71-219 of the Revised Codes of Montana, 1947, relating to grants-in-aid based on need and after investigation; providing that casual, periodic or occasional income shall not be taken from grants, and repealing all acts and parts of acts in conflict herewith."

By Trout, Harpster, Hess, Foley, Jensen, Tripp, Ammerman and Michels: A bill for an act entitled: "An act to provide for the qualification of railway engineers, penalties for violation of this act; and repealing all acts or parts of acts in conflict herewith."

By Cook, by request: A bill for an act entitled: "An act to amend Section 25-604 of the Revised Codes of Montana, 1947, relating to the number and salaries of deputy and assistant county officers; and repealing all acts or parts of acts in conflict herewith."

By Loble, Gebhardt, Dokken, Haines (Flathead), Emmons, Harpster, Anderson (Cascade), Dwyer, Wiedman, Aronow and Haines (Missoula): A bill for an act entitled: "An act to amend Section 53-122 of the Revised Codes of Montana, 1947, relating to registration fees of motor vehicles, fees therefor, disposal of the proceeds of such fees, including dealers registration and transfer thereof, providing for exemption for public owned vehicles; license or registration fee for trailers, semi trailers and tractors, definition for same; providing for transfer of funds from the motor vehicles fund of the registrar of motor vehicles to the motor vehicle recording fund or motor vehicle administrative fund; providing for deposit of all fees, other than license fees, except dealer license fees, collected by the registrar of motor vehicles, in said motor vehicle recording fund for the payment of expenses of the maintenance and operation of the department of the registrar of motor vehicles; providing for the crediting of license or registration fees by the county treasurers to the motor vehicle license fund of the county; providing for the use of such fund; providing fifty (50) per cent of the net license fees derived from owners residing within the boundaries of incorporated cities and towns to be held by the county treasurer, segregated from other county road funds and designated as 'city road fund', to be used in the incorporated cities and towns for construction, repair and maintenance of streets in such cities and towns; providing the balance of such net fees to be transmitted to the county treasurer of the county from which the registration fee came, to be used by said county for construction, repair and maintenance of public highways except state and federal highways within the county; amending said section by including all cities and towns in the distribution of the net license fee returns in place of only cities of population of thirty-five thousand (35,000) or more within a radius of one (1) mile thereof; providing for waiver by cities and towns."

By Committee on Public Utilities and State Commissions: A bill for

an act entitled: "An act to authorize the Public Service Commission of Montana to regulate and supervise the issuance of securities by public utilities furnishing electric or gas service in Montana; to specify the purposes for which such securities may be issued; to provide for notice of and hearing upon applications for the issuance of such securities; to specify the grounds upon which such applications may be denied; providing for the prompt disposition of such applications; specifying what securities may be issued without order of the commission; providing that securities issued after the effective date of this act without approval of the commission shall be void; providing that nothing in this act shall be construed to imply any guarantee or obligation on the part of the State of Montana in respect of any such securities; repealing all acts and parts of acts in conflict herewith and providing for the effective date of this act."

By Fulton, Brenner, Scofield and Esp: A bill for an act entitled: "An act to provide for the licensing and bonding of liquor brokers, salesmen, vendors, agents and representatives of distilleries by the State Treasurer; to provide for the qualifications of such liquor brokers, salesmen, vendors, agents and representatives of distilleries; to provide for the suspension and revocation thereof; to provide for the bonding of such liquor brokers, salesmen, vendors, agents and representatives of distilleries; to provide that such licenses shall be non-transferable; to provide for the disposal of funds derived from the sale of licenses; to amend Sections 4-112 and 4-140, Revised Codes of Montana, 1947, relating to the functions, powers and duties of Montana Liquor Control Board and the application of the state liquor control act of Montana; to prohibit the purchase of liquors by said board from or through any persons other than licensed, bonded liquor brokers, salesmen, vendors, agents and representatives of distilleries; and repealing all acts or parts of acts in conflict herewith."

By Brenner: A bill for an act entitled: "An act to amend Section 10-111 of the Revised Codes of Montana, 1947, relating to the furnishing of free higher education to certain inmates of the State Orphans' Home, the State Industrial School and the State Vocational School for girls."

By Loble, Peters, Schiltz, Magnuson and Smith: "A Joint Resolution recognizing the contribution to the State of Montana made by the Helena Junior Chamber of Commerce in providing flood lights for the dome of the State Capitol and expressing gratitude for the contribution and installation of the flood lights."

Beck of McCone, having resigned from the special Investigating and Reorganization Committee, the Speaker named Trout of Custer to be a member of said Committee in place of Beck.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration House Bill No. 166, respectfully report as follows: That House Bill No. 166 do pass.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Joint Memorial No. 5, respectfully report as follows: That Senate Joint Memorial No. 5 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions,

having had under consideration House Bill No. 19, respectfully report as follows: That House Bill No. 19 do not pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 74, respectfully report as follows: That House Bill No. 74 do not pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 147, respectfully report as follows: That House Bill No. 147 do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 150, respectfully report as follows: That House Bill No. 150 do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 47, respectfully report as follows: That House Bill No. 47 do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 123, respectfully report as follows: That House Bill No. 123 do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 48, respectfully report as follows: That House Bill No. 48 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 113, respectfully report as follows: That House Bill No. 113 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 85, respectfully report as follows: That House Bill No. 85 do pass.

TAYLOR, Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

January 30, 1951.

Speaker,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bills Nos. 3 and 12.

JOHN W. BONNER,  
Governor.

January 30, 1951.

The Speaker of the House of Representatives,  
House Chambers,  
State Capitol,  
Helena, Montana.

A year ago last Christmas, the Junior Chamber of Commerce of Helena, which is a member of the Montana Junior Chamber of Commerce solicited funds in order to light the dome of our State Capitol. Carl (Chuck) Johnson and Joe Gangner, two electricians of Helena, donated their services in installing the lamps.

The service rendered by the Junior Chamber of Commerce and the electricians in lighting the dome of our State Capitol was so significant that I believe that this Legislature should take recognition thereof and by suitable memorial show the appreciation of the State of Montana for the lighting of the Capitol Dome by the Junior Chamber of Commerce and the said electricians.

JOHN W. BONNER,  
Governor.

## MESSAGES FROM THE SENATE

January 30, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 18 by Phillips et al.

Senate Bill No. 20 by Mahoney.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

January 30, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 31 by Graybill.

House Bill No. 45 by Graybill and Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

January 30, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Judiciary Committee and the bill is herewith returned to the House:

House Bill No. 17 by Judiciary Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

January 30, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Counties and Towns Committee, and the bill is herewith returned to the House:

House Bill No. 83 by Graybill.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

January 30, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Counties and Towns and the bill is herewith returned to the House:

House Bill No. 46 by Haines (Missoula) et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 167, introduced by Omholt and Wiedman: A bill for an act entitled: "An act to define the crime of military non-cooperation as refusal to undertake combatant or non-combatant service in the armed forces of the United States when legally called upon so to do and to prescribe punishment therefor." Referred to Committee on Judiciary.

House Bill No. 168, introduced by Anderson (Cascade), Norby, Cook, Lien and Loble: A bill for an act entitled: "An act providing preference to blind and physically disabled persons whenever any part of any public building of the State of Montana or any subdivision thereof shall be made available to private persons for use as a vending stand or other similar commercial enterprise, and defining the term 'blind person', and repealing all acts or parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 169, introduced by Clark and Hauge: A bill for an act entitled: "An act to amend Section 46-2303 of the Revised Codes of Montana of 1947, relating to the grass conservation commission by changing qualifications of persons eligible to serve upon said commission." Referred to Committee on Public Utilities and State Commissions.

House Bill No. 170, introduced by Gebhardt, Prill, Pierce, Crist, Schiltz, Peters, Sykes, Hawks and Cowley: A bill for an act entitled: "An act to amend the Montana Unemployment Compensation Law, title 87 Revised Codes of Montana, 1947, by amending Section 87-109 Revised Codes of Montana, 1947, relating to contributions by providing a system of experience rating of employers for rate making purposes based upon score points assigned, and striking out the paragraph therein providing for a one and eight-tenths (1.8) per centum average rate on the total of all annual pay-rolls." Referred to Committee on Social Security.

House Bill No. 171, introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the purchase of additional sets of the Revised Codes of Montana of 1947, and cumulative



pocket supplements of 1949 and 1951." Referred to Committee on Appropriations.

House Bill No. 172, introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the Governor's office for requisitions for the current fiscal year ending June 30, 1951, it being determined that the appropriations made by the Thirty-first Legislative Assembly were insufficient." Referred to Committee on Appropriations.

House Bill No. 173, introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for certain deficiency claims arising for obligations incurred by the 1949 Legislative Assembly of the State of Montana." Referred to Committee on Appropriations.

House Bill No. 174, introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money for the payment of certain deficiency claims arising from obligations incurred by the Montana State College, the county attorneys, the state engineer, the state training school, the superintendent of public instruction, the state treasurer, the district judges, the board of education, the attorney general, the transportation of prisoners, the Montana Highway Patrol, and Governor's office for requisitions." Referred to Committee on Appropriations.

House Bill No. 175, introduced by Ways and Means Committee, by request: A bill for an act entitled: "An act to amend Sections 84-5701 and 84-5702, Revised Codes of Montana of 1947, relating to punch boards, pull boards and similar devices, by defining the word 'wholesaler' as used in the act, changing the definition of the phrase 'trade stimulator' providing for a license tax on trade stimulator, providing for a license tax on trade stimulators, fixing the amount of such tax, etc., providing the method of administration by the State Board of Equalization; requiring wholesalers to affix the use tax stamps and compensating them therefor; licensing wholesalers; requiring bonds from the wholesaler; defining terms used; providing for the disposition of the revenue from such licenses; declaring the operation and use of stamped trade stimulators legal; providing penalties for the violation of this act and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 176, introduced by Norby, Blewett, Schiltz and Skibby: A bill for an act entitled: "An act providing for the appointment of county planning commissions, prescribing the powers, duties, and financing thereof; providing for zoning, land use regulations and subdivision controls and defining the limits thereof; providing for building permits; providing for a board to hear appeals from decisions of administrative officials to act upon special and exceptional cases; providing penalties; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 177, introduced by Emmons, McElwain, Loble and McBride: A bill for an act entitled: "An act to amend Section 87-148, Revised Codes of Montana, 1947, relating to and defining terms used in the Unemployment Compensation Law of the State of Montana by providing that the term 'employment' shall not include service performed by an individual in a bowling alley as a pin setter where wages received do not exceed ten dollars (\$10.00) per week; repealing all acts and parts of acts in conflict herewith; and providing an effective date for said act." Referred to Committee on Social Security.

House Bill No. 178, introduced by Graybill: A bill for an act entitled: "An act to authorize the admission in evidence of declarations of deceased persons in certain instances and under certain conditions." Referred to Committee on Judiciary.

House Bill No. 179, introduced by Committee on Judiciary: A bill for

an act entitled: "An act to amend Section 93-314 of the Revised Codes of Montana of 1947, relating to itemized claims of district judges for expenses." Referred to Committee on Judiciary.

House Bill No. 180, introduced by Wiedman: A bill for an act entitled: "An act to prohibit the use of four-wheel drive or track driven vehicles in hunting deer and elk under certain circumstances, and repealing all acts in conflict herewith." Referred to Committee on Fish and Game.

House Bill No. 181, introduced by Wiedman: A bill for an act entitled: "An act to prohibit the use of jack-lights, spotlights or other artificial lights in any area known to contain big game animals under certain conditions, and repealing all acts in conflict herewith." Referred to Committee on Fish and Game.

House Bill No. 182, introduced by Graybill: A bill for an act entitled: "An act to amend Section 91-4423 of the Revised Codes of Montana, 1947, relating to the jurisdiction of district courts to hear and determine all questions arising under the provisions of inheritance tax laws, and providing that before the issuance of an order discharging the administrator, executor or trustee of an estate a certificate signed by the State Board of Equalization shall be filed with the clerk of the district court stating that the tax has been properly computed, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 183, introduced by Sykes, Haines (Flathead), Page (Missoula), Aronow: A bill for an act entitled: "An act for the elimination of vehicles in dangerous and unsafe condition from the highways of the State of Montana, and providing for state-wide periodic vehicle inspection; providing that vehicles not required to be registered with the State Registrar of Motor Vehicles shall be exempted from the operation of said act; providing for the administration of said act by the Montana Highway Patrol Supervisor, and prescribing his powers and duties thereunder; providing for the designation of official inspection stations for the inspection of motor vehicles; providing for the setting up of standards by the Montana Highway Patrol Supervisor for the condition of steering gear, glass, lighting equipment, brakes, windshield wipers, horns and warning devices and mirrors of vehicles operating on the highways of the State of Montana; providing for the issuance to owners of vehicles of official certificates of inspection when said vehicles upon inspection are found to meet the requirements of the standards made by the Montana Highway Patrol Supervisor under this act; providing for the reporting by operators of official inspection stations of all inspections of vehicles to the Montana Highway Patrol Supervisor; providing that any highway patrolman may stop vehicles upon the highways of the State of Montana and require the owner or operator thereof to display an official certificate of inspection; providing that it shall be unlawful to display a certificate of inspection upon a vehicle unless an official inspection thereof has been made; providing that it shall be unlawful to operate a vehicle upon the highways of the State of Montana after the first day of January, 1952, unless the same has been inspected as required in this act, and unless there is displayed on such vehicle a certificate of inspection; providing for the suspension of registration of vehicles for noncompliance with the provisions of this act; providing for the inspection of school busses and the issuance of certificates of inspection therefor, and providing that such certificates of inspection must be countersigned by the Montana Highway Patrol Supervisor; providing for an additional annual inspection of vehicles used for the transportation of school children by the Montana Highway Patrol prior to the operating of such vehicles for the transportation of school children during the school year, to determine whether such vehicles conform with the provisions of this act and with the regulations of the State Board of Education of Montana; providing that no vehicle for which a certificate of inspection is required to be obtained shall be operated upon the highways of the

State of Montana without prominently displaying such certificate on said vehicle; providing penalties for the violation of the provisions of this act; authorizing the Montana Highway Patrol Supervisor to designate the location of, furnish instructions to and supervise the official inspection stations provided for in this act; providing for the filing of applications by persons, associations and corporations wishing to operate official inspection stations; providing for the issuance by the Montana Highway Patrol Supervisor of certificates of appointment with respect to persons wishing to operate and locations of official inspection stations; providing for the suspension of certificates of appointment with respect to any official inspection station and the operator thereof if the supervisor finds that the provisions of this act are not being complied with at such official inspection stations; providing for appeals to the district courts of the State of Montana from decisions of the Montana Highway Patrol Supervisor suspending certificates of appointment; providing that it shall be unlawful to display or cause or permit to be displayed, any sign, mark, or advertisement which might lead any person to believe that there is an official inspection station on the premises indicated by such sign, mark or advertisement, unless a certificate of appointment with respect to such premises has been duly issued under the provisions of this act, and that it shall be unlawful to furnish a certificate of inspection to the owner of any vehicle without compliance with the provisions of this act; providing that it shall be unlawful for any person to assign, or attempt to assign a certificate of appointment, or to fail to display conspicuously the certificate of appointment at the place for which it is issued; providing that it shall be unlawful for any person to place a certificate of inspection in or on any vehicle, unless an official inspection of its mechanism and equipment shall have been made and the condition of such vehicle conforms with the provisions of this act, and that it shall be unlawful to furnish, loan, give or sell a certificate of inspection to any person not entitled to receive the same under the provisions of this act; providing that the official inspection stations and the records thereof shall be open for inspection by any highway patrolman or employee of the State Highway Patrol Board, and that the operators of official inspection stations shall file with the Montana Highway Patrol Supervisor such information relating to inspections and to the operation of such stations as said supervisor may require; providing for the charging of a fee of ten (10) cents to owners of inspected motor vehicles for each certificate of inspection issued, and providing that the funds thereby realized shall be remitted to the Montana Highway Patrol Supervisor who shall remit the same to the state treasurer where said funds shall be placed in the state general fund; appropriating the sum of fifteen thousand dollars (\$15,000) for the administration of this act; providing that if part of act be held unconstitutional it shall not affect remaining parts of act; providing that this act is supplemental to motor vehicle law; providing for the repeal of conflicting laws; and providing effective date of act." Referred to Committee on Appropriations.

House Bill No. 184, introduced by Sykes: A bill for an act entitled: "An act to amend Sections 10-602, 10-611, 10-617 and 10-626, Revised Codes of Montana, 1947, relating to juvenile courts' proceedings against juvenile delinquents and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Joint Memorial No. 4, introduced by Committee on Education: "A Memorial to the Hon. Harry S. Truman, President of the United States, the Hon. John W. Bonner, Governor of the State of Montana, the Hon. Charles E. Wilson, Director, Office of Defense Mobilization, the Hon. William Henry Harrison, Administrator, National Production Authority, the Hon. Earl J. McGrath, Commissioner, United States Office of Education, National Association of Manufacturers, National Congress of Parents and Teachers, National School Boards Association and National Education Association, requesting that a top priority, second only to military needs

of the United States, for equipment, supplies, school busses and building materials be given to schools." Referred to Committee on Education.

Senate Bill No. 18, introduced by Phillips, Cotton, Cole, Mahoney: A bill for an act entitled: "An act to amend Section 31-125 of the Revised Codes of Montana, 1947, relating to licenses issued to operators and chauffeurs and providing that cities and towns issuing local driving licenses or permits require an applicant therefor to present a valid state license before issuing such local driving license." Referred to Committee on Affairs of Cities.

Senate Bill No. 20, introduced by Mahoney: A bill for an act entitled: "An act to amend Section 3-2001, 3-2002 and 3-2006 of the Revised Codes of Montana, 1947, all relating to the regulation of commercial feeds by re-defining terms, by re-specifying the contents of the labels which such feeds must carry, and by providing for the submission of feed samples to an umpire when the chemical composition of such feeds is in question; repealing all acts and parts of acts in conflict herewith; and providing when this act shall take effect." Referred to Committee on Agriculture, Dairying and Horticulture.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bill No. 23, House Bill No. 28 and House Bill No. 29.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 23 introduced by me and find the same to be correct.

SALES.

I have examined House Bill No. 28 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 29 introduced by me and find the same to be correct.

LOBLE.

The speaker signed the following bills in open session: House Bill No. 23, House Bill No. 28 and House Bill No. 29.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 41 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Leuthold, Lien, Loble, Loughran, Mackay, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 64.

Noes: Andersen (Richland), Barnard, Beck, Blikken, Clark, Cook, Emmons, Hess, Holtz, Iten, Jensen, Karlberg, Lockridge, MacDonald, Magnuson, McBride, Michels, Rieder, Tripp, Valach, Van Dyke, Wilson (Judith Basin). Total 22.



Absent and not voting: Brenner, Phillips, Prill, Rostad. Total 4.

Excused: None.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Gebhardt of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Joint Memorial No. 4 be concurred in.

That House Bill No. 38 do pass.

That House Bill No. 86 do pass.

That House Bill No. 119 do pass.

That Senate Joint Memorial No. 5 be concurred in.

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 23, 28, 29 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:22 o'clock, A. M. delivered to the Governor for his approval.

PRILL, Chairman.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 38, House Bill No. 86, House Bill No. 119.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 37, 99, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Fulton and Brownfield: A bill for an act entitled: "An act to amend Section 4-416, Revised Codes of Montana of 1947, pertaining to the sale of liquor by Montana Liquor Control Board to retail licensees and providing for a ten per cent (10%) discount to retail licensees."

By Higgins: "A Memorial to the Congress of the United States of America, to the Honorable United States Senators Zales N. Ecton and



James E. Murray and to the Honorable Representatives in Congress Wesley A. D'Ewart and Mike Mansfield, and to the Honorable Oscar L. Chapman, Secretary of the Interior, requesting that the 82nd Congress introduce and pass an act eliminating all present discriminatory laws pertaining to Indians; transfer to the State of Montana and its subdivisions certain enumerated activities and transfer funds for the purposes of expediting these activities."

By Higgins: A bill for an act entitled: "An act to amend Section 94-2425, Revised Codes of Montana, 1947; relating to making racing bets unlawful; providing for the establishment of a racing commission; the qualifications, appointments, and compensation of members thereof; providing for legalizing pari mutuel method, permitting operation only within enclosures, providing for the sale of tickets or certificates, setting maximum commissions, providing for rules and regulations, compliance by licensees, representatives of commission, appointment, compensation, revocation or cancellation of licenses, notice, hearing, effect; providing when illegal use of pari mutuel method, providing for taxes levied, rates, records, and providing that this act shall not repeal any other laws but shall operate as an exception thereto."

By Wiedman, by request: A bill for an act entitled: "An act declaring a child under the age of fourteen years incapable of being an accomplice to the infamous crime against nature."

By Smith: A bill for an act entitled: "An act to provide for a minimum salary schedule for the teachers in the public schools of the State of Montana based upon a consumer price index of 175 as determined by the Bureau of Labor Statistics of the United States using the average for the years of 1935 through 1939, both inclusive, as 100, and based upon the years of training of said teachers beyond four years of high school in a regularly established and accredited teachers college, college or university and the degrees held by such teachers; providing for additions to such minimum salaries based on teaching experience in the public schools beyond practice or cadet teaching up to a limited number of such increments; authorizing school boards and teachers to enter into contracts paying for extra training, or fractional parts of a year based on credits acceptable toward the next higher degree; giving due consideration for school terms in excess of nine months and for services rendered beyond the regular teaching schedule prevailing in the school in subjects requiring extra hours and services beyond that required in a regular classroom schedule; authorizing school boards to exceed said minimum schedule to meet variations in local cost of living and other variations that may arise; providing that credit allowed for prior service in another school system be left to the discretion of the school boards; and repealing all acts and parts of acts in conflict herewith."

By Lien, Graybill, Cook, Purdy and Smith: A bill for an act entitled: "An act to amend Section 16-912 of the Revised Codes of Montana, 1947, as amended by Chapter 4, Laws of 1949, relating to compensation and mileage, of county commissioners, providing for an increase in such compensation and mileage, and repealing all acts and parts of acts in conflict herewith, and providing when such act shall go into effect."

By Loble, Aronow, Prill, Sykes, Blewett and Haines (Missoula): A bill for an act entitled: "An act appropriating moneys to the Montana State Highway Commission for use in publicizing the resources and travel attractions of the state for the biennium ending June 30, 1953."

By Omholt, Iten and Leuthold: A bill for an act entitled: "An act to amend Section 81-803 of the Revised Codes of Montana of 1947, relating to granting of easements for public purposes on state lands to provide a method of application when the purpose of the application is for the transmission of electric energy."

By Andersen (Richland): A bill for an act entitled: "An act providing for the regulation, supervision, licensing and bonding of livestock and wool dealers; and providing for the enforcement of this act and penalties for the violation thereof."

By Nixon: A bill for an act entitled: "An act to amend Section 16-1122, of the Revised Codes of Montana of 1947, validating all royalty and mineral reservations heretofore made by counties."

By Sykes: A bill for an act entitled: "An act to amend Section 62-211 of the Revised Codes of Montana of 1947, relating to the expenditure of funds by cities, towns and school districts for the purpose of operating public recreational and playground programs. Any school district co-operating in such a program may levy a tax of one mill to defray cost of expenses of such recreational and playground programs."

By Gebhardt and Corcoran: A bill for an act entitled: "An act to amend Section 4-328 of the Revised Codes of Montana of 1947, relating to sale of beer by retailer and forbidding consumption of liquor on premises licensed for sale of beer only."

By Haines (Missoula), Reed, Karlberg and Page (Missoula): A bill for an act entitled: "An act to enable incorporated cities and towns to acquire, operate, and lease motor busses and bus lines for the transportation of passengers; providing for borrowing money or issuing bonds for the purchase of the same; providing for a vote of to taxpayers; repealing all acts and parts of acts in conflict herewith."

By Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-709, Revised Codes of Montana, 1947, relating to hearings of appeals before the State Board of Equalization, and providing for the giving of testimony before the board, and the employment by the board of disinterested persons familiar with the valuation of property to assist the board in arriving at a proper valuation; and repealing all acts or parts of acts in conflict herewith."

By Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-607 Revised Codes of Montana, 1947, relating to hearings before the county board of equalization, and providing for the furnishing by the assessor to the board of a written statement showing the basis for the valuation of property; and repealing all acts or parts of acts in conflict herewith."

By Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-606, Revised Codes of Montana, 1947, relating to hearing before the county board of equalization, and providing for the employment of persons familiar with valuations of property to assist the board at such hearings; and repealing all acts or parts of acts in conflict herewith."

The Speaker signed the following bills in open session: Senate Bill No. 3 and Senate Joint Memorial No. 1.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Seating, Mileage and Per Diem, having had under consideration House Bill No. 121, respectfully report as follows: That House Bill No. 121 do not pass.

SCOFIELD, Chairman.

It was moved by Scofield, duly seconded, that the Committee report be adopted. As a substitute motion, it was moved by Graybill, duly seconded, that House Bill No. 121 be printed and placed on General Orders. As a substitute for all motions pending, it was moved by McElwain, duly

seconded, that further consideration of House Bill No. 121 be indefinitely postponed which motion was carried by the following vote:

Ayes: Ammerman, Anders, Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Hauge, Hawks, Higgins, Iten, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Haines (Missoula), Mr. Speaker. Total 67.

Noes: Andersen (Richland), Anderson (Cascade), Barnard, Beck, Cook, Emmons, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, MacDonald, McBride, Michels, Page (Granite), Rieder, Tripp, Valach. Total 21.

Absent and not voting: Blikken, Hanford. Total 2.

Excused: None.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 144, respectfully report as follows: That House Bill No. 144 do not pass.

O'CONNOR, Chairman.

It was moved by O'Connor, duly seconded, that the Committee report be adopted. As a substitute motion, it was moved by Holtz, duly seconded, that House Bill No. 144 be printed and placed on General Orders. Motion lost. Whereupon, the Committee report was adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 148, respectfully report as follows: That House Bill No. 148 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 129, respectfully report as follows: That House Bill No. 129 do pass.

NORBY, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows; all appropriation measures having been read at length:

Senate Joint Memorial No. 4 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Atkinson, Babich, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 79.

Noes: Brownfield, Higgins, Wiedman. Total 3.

Absent and not voting: Hanford, Hawks, MacDonald, Rieder, Sagunsky, Taylor, Westlake, Working. Total 8.

Excused: None.

Senate Joint Memorial No. 5 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: Brenner, Brownfield, Fulton, Higgins, Sales, Scofield, Wiedman. Total 7.

Absent and not voting: Hanford, Hawks, MacDonald, Mackay, O'Connor, Page (Missoula), Rieder, Sagunsky, Taylor, Working. Total 10.

Excused: None.

House Bill No. 38 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 81.

Noes: Watkins. Total 1.

Absent and not voting: Babich, Brenner, Hawks, MacDonald, Nixon, Rieder, Taylor, Working. Total 8.

Excused: None.

House Bill No. 86 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 80.

Noes: Barnard. Total 1.



Absent and not voting: Babich, Dwyer, Hawks, MacDonald, Nixon, Page (Missoula), Rieder, Taylor, Working. Total 9.

Excused: None.

House Bill No. 119 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McKay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Babich, Barnard, Hawks, MacDonald, Page (Missoula), Rieder, Taylor, Working. Total 8.

Excused: None.

#### MESSAGES FROM THE SENATE

January 31, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration.

House Bill No. 17 by Judiciary Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

It was moved by McElwain, duly seconded and carried, that the House return House Bill No. 17 to the Senate in accordance with their request.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, February 1, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### THIRTY-SECOND LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 1, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the chair. Invocation by the Chaplain.

On roll call, all members were present except Page (Missoula) who was excused.



Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-first Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Holtz: A bill for an act entitled: "An act to re-appropriate the unexpended balance of moneys appropriated by Chapter 169 of the Laws of 1949, to be credited to the Superintendent of Public Instruction for the purchase of texts for the use of visually handicapped children in the public schools; and repealing all acts and parts of acts in conflict herewith."

By Loble: A bill for an act entitled: "An act to require employers to permit employees to be absent from their jobs or occupations a sufficient length of time to permit said employees to vote in all primary and general elections; when such absence is requested by said employee; providing that refusal to grant such leave shall be deemed a misdemeanor; and repealing all acts or parts of acts in conflict herewith."

By McElwain: A bill for an act entitled: "An act to amend Section 6 of Chapter 206 of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana, relating to the definition of terms of said act creating a home for senile men and women."

By Committee on Highways and Highway Transportation: A bill for an act entitled: "An act for the elimination of reckless and irresponsible drivers of motor vehicles from the highways of the State of Montana, and providing for the giving of security and proof of financial responsibility by owners and operators of motor vehicles; defining words and phrases in said act; providing for the administration of said act by the Highway Patrol Supervisor, and prescribing his powers and duties, and providing for appeals from and stays of his orders and decisions; providing for the appointment of an executive assistant to the Highway Patrol Supervisor, prescribing his powers and duties and fixing the amount of his compensation; providing for an operating record; providing for the making of reports following a motor vehicle accident, and giving of security in case of a motor vehicle accident involving property damage in excess of \$100.00, or personal injuries to, or death of any person; providing for certain exceptions where evidence of existing insurance is furnished; providing certain further exceptions to requirements of the act; providing for the suspension of licenses and registration of motor vehicles, and duration thereof; providing that the act shall apply to non-residents, unlicensed drivers and unregistered motor vehicles and shall apply in certain instances to accidents in other states; providing the form and amount of security; providing matters not to be evidence in civil suits; providing for the custody, disposition and return of security; providing for reports on the non-payment of judgments; providing for the suspension of licenses and registration for non-payment of judgments; providing for suspension until judgment paid or until proof given; providing for payment sufficient to satisfy requirements, and certain exceptions thereto; providing for the payment of judgments by installment; providing the proof required to be furnished upon certain convictions; providing alternative methods of giving proof of financial responsibility, including a certificate of any insurance carrier that has in effect a motor vehicle liability policy; providing certificates furnished by non-residents, owners of motor vehicles in the state; defining a motor vehicle liability policy; providing for cancellation or termination of policies, and that this act shall not affect other policies; providing for bond for proof of financial responsibility, amount of security, where deposited, and type of security;

transfer of registration to defeat purposes of act prohibited; providing penalties for the violation of the provisions of this act; providing for surrender of licenses and registration; providing for self-insurers; providing act not to apply to U. S. Government, State of Montana, political subdivisions or municipalities; repealing Sections 53-401 to 53-417, Revised Codes of Montana, 1947, relating to elimination of reckless and irresponsible drivers from the highways, and for the giving of security and proof of financial responsibility by owners and operators of motor vehicles; prescribing certain powers and duties of the commissioner of insurance with respect to approval of plans for equitable apportionment among insurance companies of applicants for insurance who cannot obtain insurance by ordinary methods, and providing for appeals to the courts from decisions of said commissioner of insurance respecting such plans; providing this act not to prevent use of other process; providing for uniformity of interpretation; providing that if part of act be held unconstitutional it shall not affect remaining parts of act; providing that this act may be cited as the motor vehicle safety-responsibility act; appropriating the sum of \$25,000.00 or so much thereof as may be necessary for the purposes set forth in this act; providing effective date of act, and repealing all acts and parts of acts in conflict herewith."

By Peters, Schiltz, Crist, Prill, Gebhardt and Pierce: A bill for an act entitled: "An act authorizing and empowering the State Board of Land Commissioners of the State of Montana to sell and convey two tracts of land in the Northwest Quarter of Section Thirty-two, Township One North, Range Twenty-six, MPM, Yellowstone County, Montana, said tracts of land being described as follows: beginning at a point in the NW $\frac{1}{4}$  of Section 32, Township 1 North, Range 26 East, MPM, which point is 690 feet west and 150 feet south of the North Quarter corner of said Section 32; thence west 718.5 feet; thence south 85°20' east 770.1 feet to the westerly right-of-way line of the airport road as now laid out and established; thence northwesterly along said right-of-way line 72 feet, more or less; to the point of beginning, containing .46 acres, more or less; and beginning at a point which is the intersection of the south boundary line of the Billings Bench Water Association Canal and the easterly boundary line of North 27th Street, Billings, Montana; thence northeasterly along the southerly right-of-way line of said canal 84.41 feet, more or less, to an intersection with the mid-section line of said Section 32, Township 1 North, Range 26 East MPM, thence South 0°09' West along said mid-section line 137.1 feet to an intersection with the easterly boundary of North 27th Street, Billings, Montana; thence North 34°36' West along the easterly boundary line of said North 27th Street 144.56 feet, more or less, to the point of beginning, containing .13 acres, more or less, which said tracts of land were acquired by the State of Montana as a part of the site for the Eastern Montana Normal School, now Eastern College of Education, but which are isolated tracts separated by highways and not adaptable for any use by said college; providing for appraisal of said land; providing for sale at public auction in Billings; providing for publication of notice of sale; providing costs of sale and all expenses incidental thereto shall be paid only out of proceeds from sale; and providing the net proceeds of sale shall go to the State General Fund."

By Committee on Education: A bill for an act entitled: "An act to repeal Sections 75-4513, 75-4229 of the Revised Codes of Montana, 1947, and to amend Sections 75-4230, 75-4231 of the Revised Codes of Montana, 1947, relating to attendance outside of county of pupils' residence and the transfer of apportionments in connection therewith and repealing all acts or parts of acts in conflict herewith."

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-3414, Revised Codes of Montana, 1947, relating to budgets and levies for transportation and repealing all acts or parts of acts in conflict herewith."

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-3403 of the Revised Codes of Montana, 1947, relating to school boards operating busses or contract for transportation of pupils by providing authority to school boards operating busses to set up a depreciation reserve to be kept in a separate fund and used only for the replacement of the bus or busses for which reserve is set up, and repealing all acts or parts of acts in conflict herewith."

By Loble, Smith and Blikken: A bill for an act entitled: "An act to amend Section 81-209 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 176, Laws of 1949, relating to the salaries and compensation of officers and employees of the department of State Lands and investments; changing the salary of the commissioner of State Lands and Investments from forty-five hundred dollars (\$4500.00) per annum to five thousand dollars (\$5,000.00) per annum, payable monthly."

By Committee on Education: A bill for an act entitled: "An act to amend the laws of the State of Montana relative to the payments of tuition for elementary school pupils attending schools outside of the district in which they reside, and particularly Section 75-1625, Revised Codes of Montana, 1947, relating to attendance of elementary school pupils at schools outside the state; Section 75-1630, Revised Codes of Montana, 1947, relating to the transfer of funds from the district where a child resides to the district where said child attends school; Section 75-1632, subsection 3, Revised Codes of Montana, 1947, relating to the duties of trustees to determine the rate of tuition of non-resident pupils; and Section 75-3404, relating to the power of school boards to close schools and transport pupils to other schools and the authority for a district to support schools in other districts, and repealing all acts and parts of acts in conflict herewith."

By Higgins: A bill for an act entitled: "An act declaring that it is the legislative policy of the State of Montana to foster a program designed to permit the Indian Citizens of Montana to take their rightful place in society and assume the rights, duties, and privileges of full citizenship; providing for the creation of the office of the State Co-ordinator of Indian Affairs; providing for the duties and emoluments of such office; providing for the administration of loans to Indians; and appropriating monies for the purposes of this act."

By Committee on Appropriations: A bill for an act entitled: "An act to reappropriate money appropriated from the general fund by House Bill No. 432 of the Thirtieth Legislative Assembly and House Bill No. 353 of the Thirty-first Legislative Assembly for the purchase of the Lee House surrounded by the campus of the School of Mines, inasmuch as these funds cannot be used prior to June 30th, 1951."

By Committee on Appropriations: A bill for an act entitled: "An act to reappropriate such balances of money as may remain on June 30th, 1951, in certain specific appropriations made from the general fund under certain specific provisions of House Bill No. 447 of the Thirty-first Legislative Assembly for the several units of the University of the State of Montana, known as Montana State University, Montana State College, Montana School of Mines, Western Montana College of Education, designated in said bill as Montana State Normal College, Eastern Montana College of Education designated in said bill as Eastern Montana Normal School, and Northern Montana College."

By Lien, Reed, Andersen (Richland), Atkinson, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 75-3901 of the Revised Codes of Montana, 1947, authorizing the boards of trustees of school districts to issue coupon bonds for the purpose of constructing or acquiring dwellings for teachers, principals, or superintendents, and for the purpose of purchasing a school bus or busses."

By Andersen (Richland), Reed, Lien, Atkinson, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 75-1632 (10) of the Revised Codes of Montana, 1947, relating to the suspension or expulsion of pupils from school and providing for the exclusion from school of certain children, to provide a specific age for entrance."

By Reed, Andersen (Richland), Lockridge, Atkinson, Lien and Holtz: A bill for an act entitled: "An act to amend Section 75-3510 of the Revised Codes of Montana, 1947, relating to the adoption of textbooks by schools with and without district superintendents, a county textbook committee, to provide a recommended list of textbooks by the State Superintendent of Public Instruction, the replacement of obsolete and damaged textbooks, and to provide for the repeal of Section 75-3502 of the Revised Codes of Montana, 1947, which provides for the raising of funds for free textbooks."

By Lien, Reed, Andersen (Richland), Atkinson, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 75-3914 of the Revised Codes of Montana, 1947, changing the percentage of electors required to authorize a bond issue to a majority of the votes cast at such election."

By McBride, McElwain and Emmons, by request: A bill for an act entitled: "An act authorizing Raymond J. Johnson, of Deer Lodge County Montana, to file with the State Board of Examiners his claim against the State of Montana, for compensation for the loss of four head of pure bred Holstein milch cows by electrocution when they came in contact with a broken live electric power wire, maintained by the Montana State Hospital at Warm Springs, Montana, and authorizing said state board of examiners to hear, audit and determine the said claim of Raymond J. Johnson which the said State Board of Examiners may approve and allow."

By Atkinson, Lien, Working, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 2, of Chapter 199, of the Laws of the Thirty-first Legislative Assembly of the State of Montana, relating to the public elementary and secondary school finance and equalization law, the determination of average number belonging, definition of foundation program and isolated schools, to provide for an average number belonging for reopened schools, and an ANB for schools operating more than 180 days."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 149, respectfully report as follows: That House Bill No. 149 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 151, respectfully report as follows: That House Bill No. 151 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 132, respectfully report as follows: That House Bill No. 132 be amended as follows: Section 1 of the original bill: By striking out in line 16 the word and figure "eight (8)" and inserting in lieu thereof the word and figure "four" "(4)". By striking out in line 25 the words and figures "Two Hundred Ninety Dollars (\$290)" and inserting in lieu thereof, the word and figure "Two Hundred Seventy-five Dollars (\$275)". By striking out in line 26 the words and figures "Three Hundred Ten Dollars (\$310)" and inserting in lieu thereof the words and figures "Two Hundred Ninety Dollars (\$290)". By striking out in line 27 the words and figures "Three Hundred Thirty Dollars



(\$330)" and inserting in lieu thereof the words and figures "Three Hundred Dollars (\$300)". By striking out in lines 28 and 29 the words and figures "Three Hundred Fifty Dollars (\$350)" and inserting in lieu thereof the words and figures "Three Hundred Twenty-five Dollars (\$325)". By striking out in line 29 the phrase beginning with the word "First" and continuing through and including the figures "Four Hundred Dollars (\$400)" and on line 3, page 2, and inserting in lieu thereof the words and figures "Three Hundred Fifty Dollars (\$350)". By striking out in line 4, page 2, the phrase beginning with the word "First" and continuing through and including the figures "Four Hundred Fifty Dollars (\$450)" on line 9, page 2 and inserting in lieu thereof the words and figures "Three Hundred Seventy-five Dollars (\$375)". By striking out in line 10, page 2, the phrase beginning with the word "First" through and including the figure "Five Hundred Fifty Dollars (\$550)" on line 15, page 2, and inserting in lieu thereof the words and figures "Four Hundred Fifty Dollars (\$450)", and as amended do pass.

PIERCE, Chairman.

Report adopted.

#### MESSAGES FROM THE SENATE

January 31, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 43 by Haines (F) et al.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

January 31, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 24 by Aronson, Wilson (T).

Senate Bill No. 35 by Wenger et al.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

January 31, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 36 by Ettien.

Senate Bill No. 17 by Valiton.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.



January 31, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate failed to concur in the House Amendments to Senate Bill No. 11 and requests the House to appoint a Conference Committee to act with a like committee from the Senate for the consideration of said amendments; The President of the Senate named the following Senate Committee: Valiton, Chairman; Lindquist and Wilson of Toole.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 185, introduced by Fulton and Brownfield: A bill for an act entitled: "An act to amend Section 4-416, Revised Codes of Montana of 1947, pertaining to the sale of liquor by Montana Liquor Control Board to retail licensees and providing for a ten per cent (10%) discount to retail licensees." Referred to Committee on Ways and Means.

House Bill No. 186, introduced by Committee on Public Utilities and State Commissions: A bill for an act entitled: "An act to authorize the Public Service Commission of Montana to regulate and supervise the issuance of securities by public utilities furnishing electric or gas service in Montana; to specify the purposes for which such securities may be issued; to provide for notice of and hearing upon applications for the issuance of such securities; to specify the grounds upon which such applications may be denied; providing for the prompt disposition of such applications; specifying what securities may be issued without order of the commission; providing that securities issued after the effective date of this act without approval of the commission shall be void; providing that nothing in this act shall be construed to imply any guarantee or obligation on the part of the State of Montana in respect of any such securities; repealing all acts and parts of acts in conflict herewith and providing for the effective date of this act." Referred to Committee on Judiciary.

House Bill No. 187, introduced by Brenner: A bill for an act entitled: "An act to amend Section 10-111 of the Revised Codes of Montana, 1947, relating to the furnishing of free higher education to certain inmates of the State Orphans' Home, the State Industrial School and the State Vocational School for girls." Referred to Committee on Appropriations.

House Bill No. 188, introduced by Trout, Harpster, Hess, Foley, Jensen, Tripp, Ammerman and Michels: A bill for an act entitled: "An act to provide for the qualification of railway engineers, penalties for violation of this act and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Railroads and Railway Transportation.

House Bill No. 189, introduced by Fulton, Brenner, Scofield and Esp: A bill for an act entitled: "An act to provide for the licensing and bonding of liquor brokers, salesmen, vendors, agents and representatives of distilleries by the state treasurer; to provide for the qualifications of such liquor brokers, salesmen, vendors, agents and representatives of distilleries; to provide for the suspension and revocation thereof; to provide for the bonding of such liquor brokers, salesmen, vendors, agents and representatives of distilleries; to provide that such licenses shall be non-transferable; to provide for the disposal of funds derived from the sale of licenses; to amend Sections 4-112 and 4-140, Revised Codes of Montana,

1947, relating to the functions, powers and duties of Montana Liquor Control Board and the application of the state liquor control act of Montana; to prohibit the purchase of liquors by said board from or through any persons other than licensed, bonded liquor brokers, salesmen, vendors, agents and representatives of distilleries; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 190, introduced by Higgins: A bill for an act entitled: "An act to amend Section 71-219 of the Revised Codes of Montana, 1947, relating to grants-in-aid based on need and after investigation; providing that casual, periodic or occasional income shall not be taken from grants, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 191, introduced by Committee on Constitutional Amendments and Federal Relations: A bill for an act entitled: "An act to provide for the submission to the qualified electors of the State of Montana of of an amendment to Section 11 of Article XI of the Constitution of the State of Montana, relating to the State Board of Education, its membership, powers and duties; and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Education.

House Bill No. 192, introduced by Loble, Gebhardt, Anderson (Cascade), Haines (Missoula), Dwyer, Haines (Flathead), Emmons, Harpster, Dokken, Aronow, Wiedman: A bill for an act entitled: "An act to amend Section 53-122 of the Revised Codes of Montana, 1947 relating to registration fees of motor vehicles, fees therefor, disposal of the proceeds of such fees, including dealers registration and transfer thereof, providing for exemption for public owned vehicles; license or registration fee for trailers, semi-trailers and tractors, definition for same; providing for transfer of funds from the motor vehicles fund of the registrar of motor vehicles to the motor vehicle recording fund or motor vehicle administrative fund; providing for deposit of all fees, other than license fees, except dealer license fees, collected by the registrar of motor vehicles, in said motor vehicle recording fund for the payment of expenses of the maintenance and operation of the department of the registrar of motor vehicles; providing for the crediting of license or registration fees by the county treasurers to the motor vehicle license fund of the county; providing for the use of such fund; providing fifty (50) per cent of the net license fees derived from owners residing within the boundaries of incorporated cities and towns to be held by the county treasurer, segregated from other county road funds and designated as 'city road fund', to be used in the incorporated cities and towns for construction, repair and maintenance of streets in such cities and towns; providing the balance of such net fees to be transmitted to the county treasurer of the county from which the registration fee came, to be used by said county for construction, repair and maintenance of public highways except state and federal highways within the county; amending said section by including all cities and towns in the distribution of the net license fee returns in place of only cities of population of thirty-five thousand (35,000) or more or within a radius of one (1) mile thereof; providing for waiver by cities and towns." Referred to Committee on Ways and Means.

House Bill No. 193, introduced by Cook, by request: A bill for an act entitled: "An act to amend Section 25-604 of the Revised Codes of Montana, 1947, relating to the number and salaries of deputy and assistant county officers; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 194, introduced by Fish and Game Committee: A bill for an act entitled: "An act to amend Section 26-107, Revised Codes of Montana, 1947, providing for appointments of deputy fish and game wardens by removing the limitation on the number employed and repealing

all acts or parts of acts in conflict herewith." Referred to Committee on Fish and Game.

House Bill No. 195, introduced by Omholt, Iten and Leuthold: A bill for an act entitled: "An act to amend Section 81-803 of the Revised Codes of Montana of 1947, relating to granting of easements for public purposes on state lands to provide a method of application when the purpose of the application is for the transmission of electric energy." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 196, introduced by McElwain and Loble: A bill for an act entitled: "An act permitting actions on tort claims against the State of Montana to the extent of twenty-five hundred and no/100 dollars (\$2500.00) and describing the practice and procedure therefor." Referred to Committee on Judiciary.

House Bill No. 197, introduced by Loble, Haines (Missoula), Blewett, Aronow, Sykes, and Prill: A bill for an act entitled: "An act appropriating moneys to the Montana State Highway Commission for the use in publicizing the resources and travel attractions of the state for the biennium ending June 30, 1953." Referred to Committee on Conservation and Development.

House Bill No. 198, introduced by Wiedman, by request: A bill for an act entitled: "An act declaring a child under the age of fourteen years incapable of being an accomplice to the infamous crime against nature." Referred to Committee on Judiciary.

House Bill No. 199, introduced by Lien, Graybill, Cook, Purdy and Smith: A bill for an act entitled: "An act to amend Section 16-912 of the Revised Codes of Montana, 1947, as amended by Chapter 4, Laws of 1949, relating to compensation and mileage of county commissioners, providing for an increase in such compensation and mileage, and repealing all acts and parts of acts in conflict herewith, and providing when such act shall go into effect." Referred to Committee on Townships and Counties.

House Bill No. 200, introduced by Haines (Flathead), Watkins, Schiltz and Magnuson: A bill for an act entitled: "An act to amend Section 53-122 R. C. M., 1947, relating to the registration fees of motor vehicles disposal of the proceeds, dealers' registration, public owned vehicles exempt and providing that \$10.00 of such registration fee shall be retained by the counties and cities as herein provided, and to amend Section 32-1123, R. C. M., 1947, fixing the maximum dimensions, weights and speed of motor vehicles on highways in Montana, to provide for the determination of the weight thereof, fixing a use tax on new passenger vehicles, providing for application for licenses by residents and application for license by non-residents, providing for the forms to be furnished the county treasurer, providing for the disposition of funds received from said license tax, providing a penalty for operating a vehicle without payment of said license fee, providing for the enforcement of this act, for the effective date of said act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 201, introduced by Gebhardt and Corcoran: A bill for an act entitled: "An act to amend Section 4-328 of the Revised Codes of Montana of 1947, relating to sale of beer by retailer and forbidding consumption of liquor on premises licensed for sale of beer only." Referred to Committee on Liquor Control.

House Bill No. 202, introduced by Haines (Missoula), Reed, Karlberg and Page (Missoula): A bill for an act entitled: "An act to enable incorporated cities and towns to acquire, operate, and lease motor busses and bus lines for the transportation of passengers; providing for borrowing money or issuing bonds for the purchase of the same; providing for a vote

of the taxpayers; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 203, introduced by Higgins: A bill for an act entitled: "An act to amend Section 94-2425, Revised Codes of Montana, 1947; relating to making racing bets unlawful; providing for the establishment of a racing commission; the qualifications, appointments, and compensation of members thereof; providing for legalizing pari mutuel method, permitting operation only within enclosures, providing for the sale of tickets or certificates, setting maximum commissions, providing for rules and regulations, compliance by licensees, representatives of commission, appointment, compensation, revocation or cancellation of licenses, notice, hearing, effect; providing when illegal use of pari mutuel method, providing for taxes levied, rates, records, and providing that this act shall not repeal any other laws but shall operate as an exception thereto." Referred to Committee on Ways and Means.

House Bill No. 204, introduced by Andersen (Richland): A bill for an act entitled: "An act providing for the regulation, supervision, licensing and bonding of livestock and wool dealers; and providing for the enforcement of this act and penalties for the violation thereof." Referred to Committee on Livestock and Public Ranges.

House Joint Resolution No. 3: Introduced by Loble, Peters, Schiltz, Magnuson and Smith: "A Joint Resolution recognizing the contribution to the State of Montana made by the Helena Junior Chamber of Commerce in providing flood lights for the dome of the State Capitol and expressing gratitude for the contribution and installation of the flood lights." Referred to Committee on Affairs of Cities.

Senate Bill No. 17, introduced by Valiton: A bill for an act entitled: "An act amending Section 26-104 Revised Codes of Montana, 1947, by the addition thereto of one sub-section, to be hereafter known as 26-104(24), Revised Codes of Montana, 1947, relating to the power of the State Fish and Game Commission to declare certain areas or waters closed to fishing, except by juveniles." Referred to Committee on Fish and Game.

Senate Bill No. 24, introduced by Aronson, Wilson (Toole): A bill for an act entitled: "An act authorizing the council of any city or town to abandon the maintenance of street parking improvement districts and establishing the procedure therefor." Referred to Committee on Affairs of Cities.

Senate Bill No. 35, introduced by Wenger, Liggett, Bovey, Wallander, Toman and Phillips: A bill for an act entitled: "An act amending Section 38-406, Revised Codes of Montana, 1947, relating to voluntary applications for admission to the Montana State Hospital, and the procedure therefor." Referred to Committee on State Boards and Institutions.

Senate Bill No. 36, introduced by Ettien: A bill for an act entitled: "An act to provide for the acquisition and operation of temporary and emergency war and veterans' housing facilities by local agencies." Referred to Committee on Military Affairs.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Anderson of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.



Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 37 do pass.

That House Bill No. 99 do pass.

ANDERSON (Cascade),  
Chairman.

Report adopted.

### MESSAGES FROM THE GOVERNOR

February 1, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

Mr. C. G. Davidson who is representing President Truman on exploring power potentials in the Northwest is in Helena today.

Mr. Davidson would be very happy to meet with any members of the House that would like to talk with him concerning power potentiality in the Northwest.

Mr. Davidson will be in my Reception Room at 3:00 P. M., today and will be pleased to meet with members of the House.

Sincerely yours,  
JOHN W. BONNER,  
Governor.

### MOTIONS AND RESOLUTIONS

It was moved by MacDonald, duly seconded and carried, that House Bill No. 32 be taken from printing and referred to the Committee on Appropriations.

The Speaker appointed the following members to act as a conference committee with a like committee from the Senate on House Amendments to Senate Bill No. 11: Hauge of Sanders, Fulton of Fallon, Goodgame of Lincoln.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 37 and 99.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 25, beg leave to report that the same has this date been returned from the printer correctly printed.

ANDERS, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 31, 43 and 45.

PRILL, Chairman.

Report adopted.



I have examined House Bill No. 31, introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 43, introduced by me and find the same to be correct.

HAINES (Flathead).

I have examined House Bill No. 45, introduced by me and find the same to be correct.

GRAYBILL.

The Speaker signed the following bills in open session: House Bills Nos. 31, 43 and 45.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Sales: A bill for an act entitled: "An act to amend Section 4-309 (2815.14) of the Revised Codes of Montana, 1947, relating to the possession, manufacture or disposal of beer in other manner than prescribed unlawful; amending the section to further provide that all beer sold under the provisions of the act shall be paid for with cash before or at the time of receipt of such beer by the purchaser; repealing all acts and parts of acts in conflict herewith."

By Cook, Tripp, Trout and Barnard: A bill for an act entitled: "An act providing that a period of not more than eight (8) hours shall constitute a day's work and a period of not more than six (6) day's shall constitute a week's work in all industries, occupations, undertakings and employments, except farming and stock raising and in case of emergencies, providing penalties for the violation thereof and repealing all acts and parts of acts in conflict herewith."

By Babich and McCarthy: A bill for an act entitled: "An act to amend Section 82-1901 of the Revised Codes of Montana, 1947, for the creation of state purchasing department and agent—bond and salary."

By Foley and Andersen (Richland): A bill for an act entitled: "An act to amend Section 16, Chapter 199, Session Laws of 1949, relating to the application of approval as isolated school, to provide a change in the time of such application."

By Reed and Pierce: A bill for an act entitled: "An act to amend Section 5866 of the Revised Codes of Montana, 1935, as amended by Chapter 180 as of the Laws of the 31st Legislative Assembly of the State of Montana relating to report and consent necessary on the adoption of a deserted or abandoned minor child and repealing all acts and parts of acts in conflict herewith."

By Pierce, Gebhardt, Leuthold, Esp, Dokken, Peters, Crist and Prill: A bill for an act entitled: "An act to repeal Sections 26-311, 26-312 and 26-313 of the Revised Codes of Montana, 1947, relating to the open season for elk in Park County and the authority of the Fish and Game Commission to shorten such season, making it unlawful to take more than one elk during the open season in Park County and providing a penalty for the violation of the act."

By Iten, Lockridge, Jensen, Haines (Flathead), Hauge, Sykes and Haines (Missoula): A bill for an act entitled: "An act to amend Section 16-1709 of the Revised Codes of Montana, 1947, relating to creation of weed control and weed seed extermination districts, and providing for the contents of the petition for the establishment of such districts."

By Iten, Lockridge, Jensen, Haines (Flathead), Hauge, Sykes, Haines (Missoula), Reed: A bill for an act entitled: "An act to amend Section 16-1710 of the Revised Codes of Montana, 1947, relating to notice of hearing of petition for creation of weed control and weed seed extermination districts, and providing for the manner of such notice."

By Committee on Oil and Gas, by request: A bill for an act entitled: "An act to amend Sections 60-101, 60-102 and 60-103 Revised Codes of Montana, 1947, relating to the regulation of oil and gas wells to prevent waste and the enforcement of such regulations, by substituting the oil conservation board for the board of railroad commissioners; to amend Sections 60-118 of the Revised Codes of Montana, 1947, relating to the tax levy and collection thereof by providing for the levy and collection of a tax of one-fourth of one percent of the gross value of oil produced and saved for market or stored; to amend Section 60-119 relating to statement of producer and payment of tax by providing for payment of one-fourth of one percent of gross value; repealing Section 60-123, and Section 8-208 Revised Codes of Montana, 1947; by adding Sections 60-123, providing that rules, regulations and orders of the board of railroad commissioners shall remain in effect until abrogated; Section 60-124, substituting the oil conservation board for the board of railroad commissioners in matters pertaining to regulatory authority; Section 60-125 providing for transfer to the oil conservation board of records, property and equipment of the oil and gas division of the board of railroad commissioners."

By Anderson (Cascade) and Emmons: A bill for an act entitled: "An act to add to Revised Codes of Montana, 1947, two new sections to be numbered 4-172 and 4-173, to require firms selling to the Liquor Control Board to have resident representatives with salesman's licenses and providing for the issuance of such licenses, prescribing the requirements therefor; providing for the keeping and inspection of records of sale; and repealing all acts and parts of acts in conflict herewith."

By Smith and Harpster: A bill for an act entitled: "An act to provide for a license tax by cities and towns on packages of cigarettes; fixing the amount of such tax, prescribing the method of administration by cities and towns subsequent to the passage and approval of a proper ordinance, the disposition of the revenue from said license tax granting the same authority to counties, making violation a misdemeanor; providing penalties for the violation of this act, repealing all acts or parts of acts in conflict herewith and fixing the effective date upon passage and approval."

By Smith: A bill for an act entitled: "An act to amend Section 25-309 of the Revised Codes of Montana, 1947, relating to salaries and fees of constables in certain townships and providing for an increase in such salaries, and repealing all acts and parts of acts in conflict herewith."

By Trout and Norby: A bill for an act entitled: "An act to amend Sections 11-701 and 11-702 of the Revised Codes of Montana, 1947, relating to officers of cities of first, second and third class amending the same by inserting the words 'city manager'."

By Trout and Norby: A bill for an act entitled: "An act relating to special improvements in districts partly within and partly without the limits of any incorporated town or city, and to empower any city or town council or commission in conjunction with the board of county commissioners in which such city or town is situated to create special improvement districts and to extend the boundaries of such districts to include lands partly inside and partly outside the limits of such town or city, whenever any street, alley or public place adjoins such town or city."

By Peters, by request: A bill for an act entitled: "An act to amend title 8-127, Revised Codes of Montana of 1947, relating to fees and charges to be made by the board of railroad commissioners based on the gross

operating revenue of motor carriers and providing for an exemption for certain specified vehicles."

By Peters, Scofield and Babich: A bill for an act entitled: "An act to amend Section 75-1633, Revised Codes of Montana, 1947, relating to the establishment of adult education, providing for the use of school buildings and equipment of school districts or county high schools; providing for a tax levy for the support and maintenance thereof; requiring the prior approval of Superintendent of Public Instruction for such levy; authorizing the Superintendent of Public Instruction and board of education to formulate rules and regulations of adult education schools and classes; repealing all acts and parts of acts in conflict herewith."

By Barnard and Blikken: A bill for an act entitled: "An act to amend Section 46-1501 of the Revised Codes of Montana, 1947, relating to creation of herd districts and their size, location and dissolution; to provide that the entire holdings of any owner or lessee must be included, unless such owner or lessee consent that less than his entire holding be included."

By Haines (Missoula), Karlberg, Reed and Page (Missoula): A bill for an act entitled: "An act to amend Sections 11-3135 and 11-3136 of the Revised Codes of Montana, 1947, relating to commission form of government; providing that petition signed by ten percent (10%) of the qualified electors may demand an election to abandon such form of government, and providing for requirements of petitions."

By Scofield, Page (Missoula), Babich, Armstrong, Skibby, Hauge, Atkinson, Sales, Purdy, Seifert, Peters, Wilson (Treasure), Cowley, Blewett, Haines (Flathead), Wiedman, Reed, Freshman, Esp, Prill, Gebhardt, Brownfield, Higgins, Fulton, Hawks, Rostad, Bradley, Watkins, Phillips, Harpster, Haines (Missoula), Brenner, Working, Taylor, Dwyer and Page (Granite): "A Resolution Memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts."

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 57, respectfully report as follows: That House Bill No. 57 be amended as follows; in line 13 and 14 the words and figures "four thousand eight hundred dollars (\$4800.00) be amended to read "four thousand two hundred dollars (\$4200.00). And as amended do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 193, respectfully report as follows: That House Bill No. 193 do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 159, respectfully report as follows: That House Bill No. 159 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 94, respectfully report as follows: That House Bill No. 94 do pass.

WILSON (Treasure),  
Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 54, respectfully report as follows: That House Bill No. 54 be amended as follows: By striking out in Section 1, lines 6 and 7, the words "the passage and approval of this act" and inserting in lieu thereof the words and figures "July 1, 1951"; and in line 7, inserting the words "duly confirmed" after the word "each". and as amended, recommend that same do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 80, respectfully report as follows: That House Bill No. 80 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 202, respectfully report as follows: That House Bill No. 202 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Joint Resolution No. 3, respectfully report as follows: That House Joint Resolution No. 3 do pass.

NORBY, Chairman.

Report adopted.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 205, introduced by Magnuson: A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana, an amendment to the constitution of the State of Montana prohibiting the use of funds derived from highway uses for other than highway purposes." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 206, introduced by Nixon: A bill for an act entitled: "An act to amend Section 16-1122, Revised Codes of Montana of 1947, validating all royalty and mineral reservations heretofore made by counties." Referred to Committee on Oil and Gas.

House Bill No. 207, introduced by Sykes: A bill for an act entitled: "An act to amend Section 62-211 of the Revised Codes of Montana of 1947, relating to the expenditure of funds by cities, towns and school districts for the purpose of operating public recreational and playground programs, and providing that any school district co-operating in such a program may levy a tax of one mill to defray cost of expenses of such recreational and playground programs." Referred to Committee on Judiciary.

House Bill No. 208, introduced by Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-607, Revised Codes of Montana, 1947, relating to hearings before the county board of equalization, and providing for the furnishing by the assessor to the board of a written statement showing the basis for the valuation of property; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 209, introduced by Smith, Seifert, Norby, Crist, Purdy



and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-709, Revised Codes of Montana, 1947, relating to hearings of appeals before the State Board of Equalization, and providing for the giving of testimony before the board, and the employment by the board of disinterested persons familiar with the valuation of property to assist the board in arriving at a proper valuation; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 210, introduced by Smith, Seifert, Norby, Crist, Purdy and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-606 Revised Codes of Montana, 1947, relating to hearings before the county board of equalization, and providing for the employment of persons familiar with valuations of property to assist the board at such hearings; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 211, introduced by Prill and Bradley: "A bill for an act to require the publication of notice of application to sell liquor at retail under the provisions of Chapter 4 of Volume 1 of the Revised Codes of Montana of 1947; providing the form of such notice and providing for hearing thereon before the Montana Liquor Control Board; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 212, introduced by Smith: A bill for an act entitled: "An act to provide for a minimum salary schedule for the teachers in the public schools of the State of Montana based upon a consumer price index of 175 as determined by the Bureau of Labor Statistics of the United States using the average for the years of 1935 through 1939, both inclusive, as 100, for the annual adjustment of said schedule in accordance with the changes in the cost of living index, and based upon the years of training of said teachers beyond four years of high school in a regularly established and accredited teachers college, college or university and the degrees held by such teachers; providing for additions to such minimum salaries based on teaching experience in the public schools beyond practice or cadet teaching up to a limited number of such increments; authorizing school boards and teachers to enter into contracts paying for extra training, or fractional parts of a year based on credits acceptable toward the next higher degree; giving due consideration for school terms in excess of nine months and for services rendered beyond the regular teaching schedule prevailing in the school in subjects requiring extra hours and services beyond that required in a regular classroom schedule; authorizing school boards to exceed said minimum schedule to meet variations in local cost of living and other variations that may arise; providing that credit allowed for prior service in another school system be left to the discretion of the school boards; leaving the determination of salaries of teachers not specifically mentioned herein to the discretion of the various school boards; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Joint Memorial No. 5, introduced by Higgins: "A Memorial to the Congress of the United States of America, to the Honorable United States Senators Zales N. Ecton and James E. Murray and to the Honorable Representatives in Congress Wesley A. D'Ewart and Mike Mansfield, and to the Honorable Oscar L. Chapman, Secretary of the Interior, requesting that the 82nd Congress introduce and pass an act eliminating all present discriminatory laws pertaining to Indians; transfer to the State of Montana and its subdivisions certain enumerated activities and transfer funds for the purposes of expediting these activities." Referred to Committee on Constitutional Amendments and Federal Relations.

### THIRD READING

The following, having been read three several times, history and title



agreed to, were disposed of as follows; all appropriation measures having been read at length:

House Bill No. 37 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Barnard, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Babich, Blikken, Brenner, Corcoran, Goodgame, MacDonald, Mackay, Magnuson, Nixon, Norby, Peters, Phillips, Rieder, Scofield, Taylor, Watkins, Working. Total 17.

Excused: None.

House Bill No. 99 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Clark, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rostad, Sagunsky, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 62.

Noes: Brownfield. Total 1.

Absent and not voting: Blikken, Brenner, Corcoran, Dwyer, Goodgame, MacDonald, Mackay, Nixon, Norby, Omholt, Page (Granite), Phillips, Purdy, Rieder, Scofield, Taylor, Working. Total 17.

Excused: None.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 122, 166, 47, 147 and 150, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, February 2, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

### THIRTY-THIRD LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 2, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-second Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 123, 129 and 148, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Crist, by request: A bill for an act entitled: "An act to provide for the qualifications, examination, and licensing of life insurance agent; to make unlawful the selling of life insurance by unauthorized persons and provide penalties therefor; and repealing all acts or parts of acts in conflict herewith."

By Norby, Schiltz and Blewett: A bill for an act entitled: "An act to amend Section 25-236 of the Revised Codes of Montana, 1947, relating to the fees of coroners and 16-3408 of the Revised Codes of Montana of 1947, relating to stenographers of coroners for counties having a population by the latest federal census enumeration of 45,000 or more, to provide that in counties having a population of 45,000 or more by such federal census enumeration, the coroner shall receive a salary of not to exceed four thousand dollars (\$4,000) per annum together with mileage, in lieu of all fees; providing that in such counties the salaries of coroners and their stenographers shall be fixed by the county commissioners."

By Committee on Fish and Game: A bill for an act entitled: "A bill for an act to amend Section 26-128 of the Revised Codes of Montana of 1947, relating to the posting and publication of orders, rules and regulations of the State Fish and Game Commission, making the printed publication thereof prima facie evidence of the passage thereof, and repealing all acts and parts of acts in conflict herewith."

By Omholt, Scofield and Seifert: A bill for an act entitled: "An act to amend Section 25-508 of the Revised Codes of 1947, as amended by Chapter 58, Session Laws of the Thirty-first Legislative Assembly, 1949, relating to traveling expenses of certain county officers attending conventions by including the office of county treasurer, and repealing all acts and parts of acts in conflict herewith."

By Mountain, Dwyer, McCarthy and Loughran: A bill for an act entitled: "An act to amend Section 94-3001 of the Revised Codes of Montana, 1947, entitled 'lottery defined' by excluding from the provisions of this act, 'trade stimulators', as defined in subsection 3 of Section 84-5701 of the Revised Codes of Montana, 1947, as amended."

By Brenner: A bill for an act entitled: "An act to amend Section 92-116 of the Revised Codes of Montana of 1947, relating to payments into an industrial accident administrative fund of the industrial administration fund by employers electing to be bound under plan one of the workmen's compensation act, by the state auditor from collections from insurance carriers under plan two, and the industrial accident fund, plan

three; providing for a budget to be prepared by the Industrial Accident Board, providing for pro-rata adjustment not to exceed 25% when assessments exceed \$100,000; providing penalties for failure to comply; repealing all acts in conflict therewith and providing that the act shall take effect immediately upon its passage and approval."

By Brenner, Rostad, Mountain and Freshman: A bill for an act entitled: "An act to regulate, license, authorize and control games of chance, gambling games and gambling devices; providing for the operation thereof under licenses duly issued by the State Board of Equalization; providing for applications for licenses, and providing for residence requirements for individuals, associations, partnerships and corporations; providing for a license tax and fixing the amount thereof; providing that licenses are non-transferable; providing that only one 'house gambling license' be issued to any one individual, association, partnership or corporation; providing for holder of license to be actual operator of the premises for which license is issued; providing for a two per cent gross revenue tax; providing for the disposition of the proceeds of license fees; prescribing the hours during which games may be played; providing for an order of interdiction; granting to the State Board of Equalization certain powers for the enforcement of this act; providing for the suspension and revocation of licenses; authorizing the State Board of Equalization to prescribe and promulgate rules and regulations; providing that the sheriffs, deputies and police of the State of Montana shall enforce said law; providing that no cheating or thieving game or device be used or played; providing penalties for the violation of this act; prohibiting persons under the age of twenty-one years from playing at or loitering about such games or from entering or being permitted to enter any house, room or premises wherein any gambling games or gambling devices are operated or conducted; permitting counties to levy a license tax in addition to the state license; providing for a dealer's license fee, bond and residence requirements; defining certain words and terms used in this act; and repealing all acts and parts of acts in conflict."

By Graybill and McElwain: A bill for an act entitled: "An act to amend Section 11-1821 of the Revised Codes of Montana, 1947, relating to payment of police reserves, to provide for increasing payments to widow or minor children and raising the age during which minor child may receive payments, and repealing all acts or parts of acts in conflict herewith."

By Graybill: A bill for an act entitled: "An act to appropriate money to the attorney general for the purpose of compiling and printing a digest and index to the reports and official opinions of the attorney general of the State of Montana."

By Cook and Tripp: A bill for an act entitled: "An act to provide for registration of persons employed to advocate or oppose legislative measures, and to regulate the method of such advocacy or opposition and repealing all acts and parts of acts in conflict herewith."

By Tripp, by request: A bill for an act entitled: "An act making it a misdemeanor for any person to leave a motor vehicle standing unattended on streets and highways without stopping the motor, locking ignition, setting the brakes, removing the key and turning wheels to the curb or side of highway; making an exception for commercial vehicles."

By Working, Scofield, McElwain, Andersen (Richland), Graybill and Rieder: A bill for an act entitled: "An act to amend Sections 9, 10, 14, 15, Chapter 199, Session Laws 1949, relating to changes in the budget by budget board, restrictions on budget, fixing the tax levy, allowance for additional expenses over the foundation program, and levy of taxes, to provide for an increase in the permissive levy and change in the base for levy for county high school."

By Working, Scofield, McElwain, Andersen (Richland), Graybill and

Rieder: A bill for an act entitled: "An act to amend Section 3, Chapter 199, Session Laws of 1949, relating to foundation program schedules for the elementary and high schools of Montana, to provide for increases in the same."

By McBride, Emmons and Loughran: A bill for an act entitled: "An act to authorize payroll deductions from the salaries and wages of officers and employees of the State of Montana and any agency, department, board, bureau or commission thereof, and from the salaries and wages of employees of any county, city or town for the purchase of bonds or other obligations of the United States, or bonds or other obligations of the State of Montana, or dues of members or subscribers of health service corporations incorporated and operating under the laws of the State of Montana and providing the procedure therefor, and providing that the powers hereby conferred shall not be restricted by any laws prohibiting or limiting assignments of wages or salaries, and repealing all acts and parts of acts in conflict herewith."

By O'Connor, Gebhardt, Babich and Mountain: A bill for an act entitled: "An act to amend Section 4-101 (2815.60), Revised Codes of Montana, 1947, relating to the state liquor control act of Montana, providing for the manner of citing the same, declaring the policy of the state that the control of the manufacture, sale and distribution of 'liquor', as 'liquor' is defined in the state liquor control act of Montana, and as amended by Chapter 209, Laws of the Thirty-first Legislative Assembly of Montana, 1949, shall be effectuated under the 'state liquor control act of Montana' and the retail liquor license act of Montana, and as such acts may be amended or supplemented; and providing that the control by the State of Montana of the manufacture, sale and distribution of beer shall be regulated and effectuated under the provisions of the Montana beer act, as amended and supplemented, and not under the provisions of the state liquor control act of Montana; providing that the terms 'beer' and 'malt liquor' whenever such terms are used as a subject of regulation and control in the state liquor control act of Montana shall refer to and be construed as applicable only to beer, ale, porter, stout or other malt liquors containing more than four per centum (4%) of alcohol by weight, and that such beer, ale, porter, stout and malt liquors containing more than four per centum (4%) of alcohol by weight shall be defined and classified as 'liquor', and, as such, shall be subject to regulation and control by and under the provisions of the 'state liquor control act of Montana', and not under the provisions of the Montana beer act; and amending Section 4-236 (2815.162), Revised Codes of Montana, 1947, relating to the effective dates of Chapter 105, Laws of the Twenty-third Legislative Assembly of Montana, 1933, and Chapter 106, Laws of the Twenty-third Legislative Assembly of Montana, 1933, and declaring such dates, and repealing all acts and parts of acts in conflict herewith."

By O'Connor, Gebhardt, Babich and Mountain: A bill for an act entitled: "An act to amend Sections 4-301 (2815.10), 4-302 (2815.11), 4-307 (2815.12), 4-317 (2815.22), 4-318 (2815.23), 4-330 (2815.33), 4-342 (2815.45), 4-344 (2815.47), 4-349 (2815.51), Revised Codes of Montana, 1947, all thereof being sections in and of the 'Montana beer act', said Section 4-301 relating to the manner of citing said act, declaring the policy of the State of Montana to regulate and control the manufacture, transportation, sale, distribution and possession of beer of not more than four per centum (4%) of alcohol by weight and as that term is defined by the Montana beer act, under and by the terms of the Montana beer act and the Montana retail liquor license act, and providing that beer and malt liquors containing more than four per centum (4%) of alcohol by weight shall be subject to, and continue subject to the regulations and controls of the state liquor control act of Montana; said Section 4-301 relating to the definitions of terms in the Montana beer act, and defining beer for the purposes of that act; said Section 4-307 relating to the powers of the Montana Liquor Control



Board to prescribe rules and regulations under said act, and to prescribe standards of sanitation and safety on premises licensed for consumption of beer on premises; said Section 4-317 relating to the licensing of brewers under the Montana beer act, persons to whom licensed brewers may sell beer, and levying a barrelage tax on beer; said Section 4-318 relating to wholesalers' licenses and qualifications of wholesalers, issuance of duplicate license to wholesalers to cover one (1) sub-warehouse only for each wholesale licensee, and providing that licensed wholesalers shall unload beer manufactured in other states and consigned to them into the warehouse or sub-warehouse of the licensed wholesaler in this state; said Section 4-330 relating to offenses in connection with the purchase or sale of beer, including sales, deliveries or gifts of beer to minors, intoxicated persons, interdicted persons, and others, and prescribing penalties, suspension or revocation of licenses for such offenses; said Section 4-342 relating to the powers of the board to refuse, cancel or revoke licenses issued under the Montana beer act and to investigate complaints respecting the actions or operations of brewer, wholesaler and retailer licensees, providing for administrative procedures and judicial review by the district courts of actions or intended actions of the board; said Section 4-344 providing that the district courts shall have concurrent jurisdiction with justice courts in all prosecutions under this act; said Section 4-349 forbidding brewers to furnish property, except of the limited value specified in this act, to retail licensees, or to be financially interested, directly or indirectly, in the conduct or operation of the business of a licensed retailer; permitting the advertising of beer except as restricted by the provisions of this act; providing that brewers may have and operate under license storage depots and for receiving, storing and distribution of beer manufactured by them in this state off brewery premises, at any point in Montana; and repealing Sections 4-316 (2815.21), 4-331 (2815.34), 4-334 (2815.37), 4-335 (2815.38), 4-336 (2815.39) and 4-343 (2815.46), Revised Codes of Montana, and all acts and parts of acts in conflict herewith."

By Emmons, McBride, by request: A bill for an act entitled: "An act to appropriate money for the purchase by the State of Montana, through the State Board of Examiners, of lots numbers twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16) and seventeen (17), in block number nineteen (19) of the Corbin Addition to the city of Helena, Montana, being the parking area used by the state adjacent to the parking oval at the south side of the state-house, from the owners thereof, upon the conditions, and within the limitations, prescribed in this act, and providing that this act shall be valid and operative notwithstanding the provisions of the budget act."

By Wilson (Judith Basin) and Tripp: A bill for an act entitled: "An act to prohibit any school board member or public school administrator from dismissing or otherwise coercing any public school teacher from free exercise of religion; and providing penalties for violation of this act."

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 145, respectfully report as follows: That House Bill No. 145 be amended as follows:

Amend the title of House Bill No. 145 in line 6 and 7 of the original bill by striking therefrom, after the word "livestock" the words "defining the term 'open range lands'".

And by striking therefrom all of Section 1 of the original bill and inserting in lieu thereof, the following:

"Section 1. It shall be unlawful wilfully to occupy any part of the right of way of any United States highway or state highway, as the latter



term is defined in Section 32-104 of the Revised Codes of Montana of 1947, as a place for grazing or running any livestock when such part of such right of way is fenced on each side by a fence not more than three hundred feet distant from the center line of such highway; provided this act shall not apply to livestock on such highway in transit and in charge of one or more herders; and provided further such use of the highway shall not be deemed wilful with respect to any particular animal unless the owner of, or the person having the control of, such animal has been given at least 24 hours notice in writing of the presence of such animal on the highway by a highway patrolman or other peace officer, or unless the person charged habitually permits such use of such highway by livestock owned by him or under his control."

And by striking therefrom all of Section 2 of the original bill.

And further to amend by renumbering the present Section 3 as Section 2; and so amended do pass.

SCOFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 169, respectfully report as follows: That House Bill No. 169 do pass.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 3, respectfully report as follows: That Senate Joint Memorial No. 3 be concurred in.

PAGE (Missoula),  
Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

February 1, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

This is to advise you that I have this day forwarded certified copies of House Joint Resolution No. 1, to the Secretary of State of the United States of America, to the President of the Senate of the United States, and to the Speaker of the House of Representatives of the Congress of the United States.

JOHN W. BONNER,  
Governor.

February 1, 1951.

Speaker,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bills Nos. 23, 28, and 29.

JOHN W. BONNER,  
Governor.

## MESSAGES FROM THE SENATE

February 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate amendments:

House Bill No. 6 by Nixon et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Bill No. 19 by Wallander et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Substitute for Senate Bill No. 1—Judiciary Committee.

House Bill No. 89 by Crist et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by Barrett, duly seconded and carried, that Senate Joint Memorial No. 3 be re-referred to the Committee on Military Affairs.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees; all appropriation measures having been read at length:

House Bill No. 213, introduced by Sales: A bill for an act entitled: "An act to amend Section 4-309 (2815.14) of the Revised Codes of Montana, 1947, relating to the possession, manufacture or disposal of beer in other manner than prescribed unlawful; amending the section to further provide that all beer sold under the provisions of the act shall be paid for with cash before or at the time of receipt of such beer by the purchaser; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 214, introduced by Peters, Scofield, and Babich: A bill for an act entitled: "An act to amend Section 75-1633, Revised Codes of

Montana, 1947, relating to the establishment of adult education, providing for the use of school buildings and equipment of school districts or county high schools; providing for a tax levy for the support and maintenance thereof; requiring the prior approval of Superintendent of Public Instruction for such levy; authorizing the Superintendent of Public Instruction and board of education to formulate rules and regulations of adult education schools and classes; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 215, introduced by Babich: A bill for an act entitled: "An act to amend Section 82-1901 of the Revised Codes of Montana, 1947, for the creation of State Purchasing Department and Agent—bond and salary." Referred to Committee on State Boards and Institutions.

House Bill No. 216, introduced by Barnard and Blikken: A bill for an act entitled: "An act to amend Section 46-1501 of the Revised Codes of Montana, 1947, relating to creation of herd districts and their size, location and dissolution; to provide that the entire holdings of any owner or lessee must be included, unless such owner or lessee consent that less than his entire holding be included." Referred to Committee on Livestock and Public Ranges.

House Bill No. 217, introduced by Anderson (Cascade) and Emmons: A bill for an act entitled: "An act to add to Revised Codes of Montana, 1947, two new sections to be numbered 4-172 and 4-173, to require firms selling to the Liquor Control Board to have resident representatives with salesman's licenses and providing for the issuance of such licenses; prescribing the requirements therefor; providing for the keeping and inspection of records of sale; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 218, introduced by Lien, Reed, Andersen (Richland), Atkinson, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 75-3914 of the Revised Codes of Montana, 1947, changing the percentage of electors required to authorize a bond issue to a majority of the votes cast at such election." Referred to Committee on Judiciary.

House Bill No. 219, introduced by Peters, Schiltz, Crist, Prill, Gebhardt and Pierce: A bill for an act entitled: "An act authorizing and empowering the State Board of Land Commissioners of the State of Montana to sell and convey two tracts of land in the northwest quarter of section thirty-two, township one north, range twenty-six east, MPM, Yellowstone County, Montana, said tracts of land being described as follows: beginning at a point in the northwest quarter of section 32, township 1 north, range 26 east, MPM, which point is 690 feet west and 150 feet south of the north quarter corner of said section 32; thence west 718.5 feet; thence south 85° 20' east 770.1 feet to the westerly right-of-way line of the airport road as now laid out and established; thence northwesterly along said right-of-way line 72 feet, more or less, to the point of beginning, containing .46 acres, more or less; and beginning at a point which is the intersection of the south boundary line of the Billings Bench Water Association canal and the easterly boundary line of North Twenty-seventh Street, Billings, Montana; thence northeasterly along the southerly right-of-way line of said canal 84.41 feet, more or less, to an intersection with the mid-section line of said section 32, township 1 north, range 26 east, MPM; thence south 0°09' west along said mid-section line 137.1 feet to an intersection with the easterly boundary of North Twenty-seventh Street, Billings, Montana; thence north 34°36' west along the easterly boundary line of said North Twenty-seventh Street 144.56 feet, more or less, to the point of beginning, containing .13 acres, more or less, which said tracts of land were acquired by the State of Montana as a part of the site for the Eastern Montana Normal School, now Eastern College of Education, but which are isolated tracts separated by highways and not adaptable for any use by said college:

providing for appraisal of said land; providing for sale at public auction in Billings; providing for publication of notice of sale; providing costs of sale and all expenses incidental thereto shall be paid only out of proceeds from sale; and providing the net proceeds of sale shall go to the State General Fund." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 220, introduced by Trout and Norby: A bill for an act entitled: "An act to amend Section 11-701 and 11-702 of the Revised Codes of Montana, 1947, relating to officers of cities of first, second, and third class amending the same by inserting the words 'city manager'." Referred to Committee on Affairs of Cities.

House Bill No. 221, introduced by Higgins: A bill for an act entitled: "An act declaring that it is the legislative policy of the State of Montana to foster a program designed to permit the Indian citizens of Montana to take their rightful place in society and assume the rights, duties, and privileges of full citizenship; providing for the creation of the office of the State Co-ordinator of Indian Affairs; providing for the duties and emoluments of such office; providing for the administration of loans to Indians; and appropriating monies for the purposes of this act." Referred to Committee on State Boards and Institutions.

House Bill No. 222, introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An act for the elimination of reckless and irresponsible drivers of motor vehicles from the highways of the State of Montana, and providing for the giving of security and proof of financial responsibility by owners and operators of motor vehicles; defining words and phrases in said act; providing for the administration of said act by the Highway Patrol Supervisor, and prescribing his powers and duties, and providing for appeals from and stays of his orders and decisions; providing for the appointment of an executive assistant to the Highway Patrol Supervisor, prescribing his powers and duties and fixing the amount of his compensation; providing for an operating record; providing for the making of reports following a motor vehicle accident, and giving of security in case of a motor vehicle accident involving property damage in excess of \$100.00, or personal injuries to, or death of any person; providing for certain exceptions where evidence of existing insurance is furnished; providing certain further exceptions to requirements of the act; providing for the suspension of licenses and registration of motor vehicles, and duration thereof; providing that the act shall apply to non-residents, unlicensed drivers and unregistered motor vehicles and shall apply in certain instances to accidents in other states; providing the form and amount of security; providing matters not to be evidence in civil suits; providing for the custody, disposition and return of security; providing for reports on the non-payment of judgments; providing for the suspension of licenses and registration for non-payment of judgments; providing for suspension until judgment paid or until proof given; providing for payment sufficient to satisfy requirements, and certain exceptions thereto; providing for the payment of judgments by installments; providing the proof required to be furnished upon certain convictions; providing alternative methods of giving proof of financial responsibility, including a certificate of any insurance carrier that has in effect a motor vehicle liability policy; providing certificates furnished by non-residents, owners of motor vehicles in the state; defining a motor vehicle liability policy; providing for cancellation or termination of policies, and that this act shall not affect other policies; providing for bond for proof of financial responsibility, amount of security, where deposited, and type of security; transfer of registration to defeat purposes of act prohibited; providing penalties for the violation of the provisions of this act; providing for surrender of licenses and registration; providing for self-insurers; providing act not to apply to U.S. Government, State of Montana, political sub-divisions or municipalities; repealing Section 53-401 to 53-417, Revised Codes of Montana, 1947, relating to elimination of reckless and irresponsible drivers from the highways, and for the



giving of security and proof of financial responsibility by owners and operators of motor vehicles; prescribing certain powers and duties of the commissioner of insurance with respect to approval of plans for equitable apportionment among insurance companies of applicants for insurance who cannot obtain insurance by ordinary methods, and providing for appeals to the courts from decisions of said commissioner of insurance respecting such plans; providing this act not to prevent use of other process; providing for uniformity of interpretation; providing that if part of act be held unconstitutional it shall not affect remaining parts of act; providing that this act may be cited as the motor vehicle safety-responsibility act; appropriating the sum of \$25,000.00 or so much thereof as may be necessary for the purposes set forth in this act; providing effective date of act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 223, introduced by Peters, by request: A bill for an act entitled: "An act to amend title 8-127, Revised Codes of Montana of 1947, relating to fees and charges to be made by the board of railroad commissioners based on the gross operating revenue of motor carriers and providing for an exemption for certain specified vehicles." Referred to Committee on Ways and Means.

House Bill No. 224, introduced by Iten, Lockridge, Jensen, Haines (Flathead), Hauge, Sykes, Haines (Missoula): A bill for an act entitled: "An act to amend Section 16-1709 of the Revised Codes of Montana, 1947, relating to creation of weed control and weed seed extermination districts, and providing for the contents of the petition for the establishment of such districts." Referred to Committee on Townships and Counties.

House Bill No. 225, introduced by Iten, Lockridge, Jensen, Haines (Flathead), Hauge, Sykes, Haines (Missoula), Reed: A bill for an act entitled: "An act to amend Section 16-1710 of the Revised Codes of Montana, 1947, relating to notice of hearing of petition for creation of weed control and weed seed extermination districts, and providing for the manner of such notice." Referred to Committee on Townships and Counties.

House Bill No. 226 introduced by Committee on Oil and Gas, by request: A bill for an act entitled: "An act to amend Sections 60-101, 60-102 and 60-103 Revised Codes of Montana, 1947, relating to the regulation of oil and gas wells to prevent waste and the enforcement of such regulations, by substituting the oil conservation board for the board of railroad commissioners; to amend Sections 60-118 of the Revised Codes of Montana, 1947, relating to the tax levy and collection thereof by providing for the levy and collection of a tax of one-fourth of one percent of the gross value of oil produced and saved for market or stored; to amend Section 60-119 relating to statement of produce and payment of tax by providing for payment of one-fourth of one percent of gross value; repealing Section 60-123, and Section 8-208 Revised Codes of Montana, 1947, by adding Sections 60-123, 60-124, and 60-125, as follows: Section 60-123, providing that rules, regulations and orders of the board of railroad commissioners shall remain in effect until abrogated; Section 60-124, substituting the oil conservation board for the board of railroad commissioners in matters pertaining to regulatory authority; Section 60-125 providing for transfer to the oil conservation board of records, property and equipment of the oil and gas division of the board of railroad commissioners." Referred to Committee on Oil and Gas.

House Bill No. 227, introduced by Cook, Tripp, Trout and Barnard: A bill for an act entitled: "An act providing that a period of not more than eight (8) hours shall constitute a day's work and a period of not more than six (6) days shall constitute a week's work in all industries, occupations, undertakings and employments, except farming and stock raising and in case of emergencies, providing penalties for the violation thereof



and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Labor.

House Bill No. 228, introduced by McBride, McElwain, and Emmons: A bill for an act entitled: "An act authorizing Raymond J. Johnson, of Deer Lodge County, Montana, to file with the State Board of Examiners his claim against the State of Montana, for compensation for the loss of four head of pure bred Holstein milch cows by electrocution when they came in contact with a broken live electric power wire, maintained by the Montana State Hospital at Warm Springs, Montana, and authorizing said State Board of Examiners to hear, audit and determine the said claim of Raymond J. Johnson which the said State Board of Examiners may approve and allow." Referred to Committee on Judiciary.

House Bill No. 229, introduced by Reed and Pierce: A bill for an act entitled: "An act to amend Section 5866 of the Revised Codes of Montana, 1935, as amended by Chapter 180 as of the Laws of the 31st Legislative Assembly of the State of Montana relating to report and consent necessary on the adoption of a deserted or abandoned minor child and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 230, introduced by Foley and Andersen (Richland): A bill for an act entitled: "An act to amend Section 16, Chapter 199, Session Laws of 1949, relating to the application of approval as isolated school, to provide a change in the time of such application." Referred to Committee on Education.

House Bill No. 231, introduced by Haines (Missoula), Karlberg, Reed and Page (Missoula): A bill for an act entitled: "An act to amend Sections 11-3135 and 11-3136 of the Revised Codes of Montana, 1947, relating to commission form of government; providing that petition signed by ten percent (10%) of the qualified electors may demand an election to abandon such form of government, and providing for requirements of petitions." Referred to Committee on Affairs of Cities.

House Bill No. 232, introduced by Committee on Education: A bill for an act entitled: "An act to repeal Sections 75-4513, 75-4229 of the Revised Codes of Montana, 1947; and to amend Sections 75-4230, 75-4231 of the Revised Codes of Montana, 1947, relating to attendance outside of county of pupils' residence and the transfer of apportionments in connection therewith and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 233, introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-3414, Revised Codes of Montana, 1947, relating to budgets and levies for transportation and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 234, introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75-3403 of the Revised Codes of Montana, 1947, relating to school boards operating busses or contract for transportation of pupils by providing authority to school boards operating busses to set up a depreciation reserve to be kept in a separate fund and used only for the replacement of the bus or busses for which reserve is set up, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 235, introduced by Committee on Education: A bill for an act entitled: "An act to amend the laws of the State of Montana relative to the payment of tuition for elementary school pupils attending schools outside of the district in which they reside, and particularly Section 75-1625, Revised Codes of Montana, 1947, relating to attendance

of elementary school pupils at schools outside of state; Section 75-1630, Revised Codes of Montana, 1947, relating to the transfer of funds from the district where a child resides to the district where said child attends school; Section 75-1632, Subsection 3, Revised Codes of Montana, 1947, relating to the duties of trustees to determine the rate of tuition of non-resident pupils; and Section 75-3404, relating to the power of school boards to close schools and transport pupils to other schools and the authority for a district to support schools in other districts and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 236, introduced by Loble: A bill for an act entitled: "An act to require employers to permit employees to be absent from their jobs or occupations a sufficient length of time to permit said employees to vote in all primary and general elections, when such absence is requested by said employee; providing that refusal to grant such leave shall be deemed a misdemeanor; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Privileges and Elections.

House Bill No. 237, introduced by Holtz: A bill for an act entitled: "An act to re-appropriate the unexpended balance of moneys appropriated by Chapter 169 of the Laws of 1949, to be credited to the Superintendent of Public Instruction for the purchase of texts for the use of visually handicapped children in the public schools; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 238, introduced by Lien, Reed, Andersen (Richland), Atkinson, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 75-3901 of the Revised Codes of Montana, 1947, authorizing the boards of trustees of school districts to issue coupon bonds for the purpose of constructing or acquiring dwelling for teachers, principals, or superintendents, and for the purpose of purchasing a school bus or busses." Referred to Committee on Education.

House Bill No. 239, introduced by the Appropriations Committee: A bill for an act entitled: "An act to re-appropriate such balances of money as may remain on June 30th, 1951, in certain specific appropriations made from the general fund under certain specific provisions of House Bill No. 447 of the Thirty-first Legislative Assembly for the several units of the university of the State of Montana, know as Montana State University, Montana State College, Montana School of Mines, Western Montana College of Education, designated in said bill as Montana State Normal College, Eastern Montana College of Education designated in said bill as Eastern Montana Normal School, and Northern Montana College." Referred to Committee on Appropriations.

House Bill No. 240, introduced by Appropriations Committee: A bill for an act entitled: "An act to re-appropriate money appropriated from the general fund by House Bill No. 432 of the Thirtieth Legislative Assembly and House Bill No. 353 of the Thirty-first Legislative Assembly for the purchase of the Lee House surrounded by the campus of the school of mines, inasmuch as these funds cannot be used prior to June 30th, 1951." Referred to Committee on Appropriations.

House Bill No. 241, introduced by Loble, Smith and Blikken: A bill for an act entitled: "An act to amend Section 81-209 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 176, Laws of 1949, relating to the salaries and compensation of officers and employees of the Department of State Lands and Investments; changing the salary of the Commissioner of State Lands and Investments from Forty-five hundred dollars (\$4500.00) per annum to five thousand (\$5,000.00) per annum payable monthly." Referred to Committee on State Boards and Institutions.

House Bill No. 242, introduced by Atkinson, Lien, Working, Lockridge and Holtz: A bill for an act entitled: "An act to amend Section 2, of Chap-

ter 199 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, relating to the public elementary and secondary school finance and equalization law, the determination of average number belonging, definition of foundation program and isolated schools, to provide for an average number belonging for re-opened schools, and ANB for schools operating more than 180 days." Referred to Committee on Education.

House Bill No. 243, introduced by Pierce, Gebhardt, Leuthold, Esp, Dokken, Peters, Crist and Prill: A bill for an act entitled: "An act to repeal Sections 26-311, 26-312, and 26-313 of the Revised Codes of Montana, 1947, relating to the open season for elk in Park County and the authority of the Fish and Game Commission to shorten such season, making it unlawful to take more than one elk during the open season in Park County and providing a penalty for the violation of the act." Referred to Committee on Fish and Game.

House Bill No. 244, introduced by Trout and Norby: A bill for an act entitled: "An act relating to special improvements in districts partly within and partly without the limits of any incorporated town or city, and to empower any city or town council or commission in conjunction with the board of county commissioners in which such city or town is situated to create special improvement districts and to extend the boundaries of such districts to include lands partly inside and partly outside the limits of such town or city, whenever any street, alley or public place adjoins such town or city or is partly within and partly without such city or town." Referred to Committee on Townships and Counties.

House Bill No. 245, introduced by Smith: A bill for an act entitled: "An act to amend Section 25-309, of the Revised Codes of Montana, 1947, relating to salaries and fees of constables in certain townships and providing for an increase in such salaries, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Joint Resolution No. 4, introduced by Scofield, Page (Missoula), Babich, Armstrong, Skibby, Hauge, Atkinson, Sales, Purdy, Seifert, Peters, Wilson (Treasure), Cowley, Blewett, Haines (Flathead), Wiedman, Reed, Freshman, Esp, Prill, Gebhardt, Brownfield, Higgins, Fulton, Hawks, Rostad, Bradley, Watkins, Phillips, Harpster, Haines (Missoula), Brenner, Working, Taylor, Dwyer and Page (Granite): A House Joint Resolution entitled: "A Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts." Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Bill No. 19, introduced by Wallander, Aronson and Larson: A bill for an act entitled: "An act relating to the collection, payment and dishonor of demand items by banks and the revocation of credit for, and payment of such items and to permit and authorize deferred posting of demand items; and for other purposes incident to the practice of deferred posting; and to permit and authorize parties to make such collection agreements as they may elect to make, and for other purposes including variations of this act by agreement." Referred to Committee on Banking and Insurance.

## MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried, that the House reconsider its action of yesterday in adopting an adverse Committee Report on House Bill No. 193.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House

resolve itself into a Committee of the Whole for consideration of General Orders.

Scotfield of Powder River in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 25 do pass.

That Substitute House Bill No. 122 do pass.

That House Bill No. 166 do pass.

That House Bill No. 47 do pass.

That House Bill No. 147 do pass.

That consideration of House Bill No. 150 be passed for the day.

That Senate Amendments to House Bill No. 6 be concurred in.

SCOTFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 31, 43 and 45 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:26 o'clock A. M. delivered to the Governor for his approval.

PRILL, Chairman.

#### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Smith: A bill for an act entitled: "An act to provide for the issue and sale by the State Board of Examiners of bonds for the purpose of erecting and furnishing a State Laboratory building as an adjunct to the State Capitol Building as an addition to bonds already authorized to be issued and sold for the same purpose; designating the funds from which said bonds shall be paid; providing for a State Laboratory Building interest and sinking fund; enumerating the powers and duties of the State Board of Examiners in carrying out the provisions of this act."

By Pierce, Norby, Dwyer and Sagunsky: A bill for an act entitled: "An act to amend Section 84-1802 Revised Codes of Montana, 1947, as amended by Chapter 202 Laws of the 31st Legislative Assembly 1949, relating to the license tax levied on dealers in gasoline and repealing all acts and parts of acts in conflict herewith."

By Bradley: A bill for an act entitled: "An act to amend Section 26-201, Revised Codes of Montana of 1947, defining and classifying birds, animals and fish by deleting raccoon from the list of animals classified as furbearing animals and including raccoon in the list of animals classified as game animals."

By Brenner, Loble, Magnuson, Esp and Scotfield: A bill for an act entitled: "An act relating to game animals; empowering the State of Montana Fish and Game Commission to establish fish, game bird, game and fur-bearing animal checking stations; defining Montana State Fish and Game Commission check stations; and providing penalties for failing to stop at checking stations."

By Esp and Scotfield: A bill for an act entitled: "An act to amend Section 2 of Chapter 190, Laws of 1949, relating to rental rates of State



grazing lands upon the animal-unit-month basis, by providing the formula for computation of such rates shall require the State Board of Land Commissioners to make allowance and give credit to the lessees for the cost of improvements ordinarily and necessarily placed on such lands by lessee and for the cost of repairs made by lessees to improvements on such lands, providing an effective date for this act, and repealing all acts and parts of acts in conflict herewith."

The Speaker signed Senate Joint Memorial No. 5, Senate Joint Memorial No. 4 and Senate Bill No. 15 in open session.

### MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried that House Bill No. 193 be re-referred to the Committee on Townships and Counties.

It was moved by McElwain, duly seconded and carried, that House Bill No. 150 be taken from General Orders and re-referred to the Committee on Education.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 25 and 47, Substitute House Bill No. 122, House Bills Nos. 147 and 166.

OMHOLT, Chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Fish and Game: A bill for an act entitled: "Assent to act of Congress known as Dingell-Johnson Bill: Authorizing State Fish and Game Department to cooperate with the Secretary of the Interior in fish restoration and management projects."

By Dokken: A bill for an act entitled: "An act to amend Section 77-601 of the Revised Codes of Montana, 1947, relating to the re-employment of persons completing Military or Naval Service to provide for later selective service, National Guard and Reserve Officers acts and to provide for the time of such re-employment of teachers."

By Esp and Scofield: A bill for an act entitled: "An act to amend Section 81-915 of the Revised Codes of Montana, 1947, relating to terms of payment by purchasers of State land, by changing the requirement that each bid be accompanied by a check for ten per centum (10%) of the total appraised sales price to a requirement that each bid be accompanied by a check for fifty per centum (50%) of the total appraised sales price and by changing the minimum sum payable in cash on the day of sale from ten per centum (10%) to fifty per centum (50%) of the total sales price."

By Loble and McElwain: A bill for an act entitled: "An act to amend Section 68-1307 of the Revised Codes of Montana, 1947, relating to the contribution of the State to the Public Employees Retirement Fund, by changing the amount of such contribution from three per cent (3%) to four per cent (4%) of the total compensation paid members of the retirement



system, providing an effective date for this act, and repealing all acts and parts of acts in conflict herewith."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4407 of the Revised Codes of Montana, 1947, relating to deductions for inheritance tax purposes."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-1401 of the Revised Codes of Montana, 1947, relating to order of persons entitled to administer estates, and fixing time for application."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4411 of the Revised Codes of Montana, 1947, by amending Subsection (f) thereof, relating to filing copies of Federal Estate Tax Returns copies of audits, determination of State Estate tax, additional inheritance tax in connection therewith, right of hearing and appeal."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4406 of the Revised Codes of Montana, 1947, relating to exemption of insurance from inheritance tax."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4449 of the Revised Codes of Montana, 1947, relating to duties of clerks of district courts."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4430 of the Revised Codes of Montana, 1947, as amended by Chapter 80 of the Thirty-first Legislative Assembly of Montana, 1949, relating to notices and copies on matters pertaining to inheritance tax determination."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4405 of the Revised Codes of Montana, 1947, relating to joint estates, government bonds, tenants by the entirety, joint bank accounts, and similarly held property; and repealing all acts or parts of acts in conflict herewith; but providing that this act shall not repeal or modify the provisions of Section 91-4402 of the Revised Codes of Montana, 1947."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4421 of the Revised Codes of Montana, 1947, relating to transfers of property of non-resident decedents located partly within and partly without the State of Montana."

By Wiedman, by request: A bill for an act entitled: "An act to provide for amendment of probate proceedings to correct misnomers, misdescriptions of property, clerical, typographical, arithmetical and similar errors."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4425 of the Revised Codes of Montana, 1947, relating to inheritance tax of nonresidents and issuing consents to transfer property, by requiring the payment of a two dollar (\$2.00) fee for each consent."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-2201 of the Revised Codes of Montana, 1947, relating to inventory and appraisalment of decedents' estates."

By Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4439 of the Revised Codes of Montana, 1947, relating to reappraisement and redetermination of inheritance tax, limiting time therefor, and providing penalty for fraud."

By Rostad: A bill for an act entitled: "An act to amend Section 32-1608 of the Revised Codes of Montana, 1947, relating to contracts by the State Highway Commission for work on highways; providing for letting of contracts; providing competitive bidding upon notice and form of contracts to be prescribed by said commission; the work to be included therein;

authorizing such work to be done by force action; authorizing the use of convict labor; requiring bond by contractors for fair performance of such contracts; and repealing all acts and parts of acts in conflict herewith."

By Tripp, Foley and O'Connor: A bill for an act entitled: "An act to prohibit any school board member or public school administrator from coercing any public school to join or not to join any professional union or association; providing for criminal penalties and liability for damages; and repealing all acts and parts of acts in conflict herewith."

By Michels, Aronow and Lien: A bill for an act entitled: "An act to amend Sections 4-108, 4-114, 4-116, 4-128 and 4-231 of the Revised Codes of Montana of 1947, and to repeal Section 4-133 of the Revised Codes of Montana, 1947, all of said Sections being Sections of the State Liquor Control Act of Montana."

By Lien, Higgins, Hawks and Dokken: A bill for an act entitled: "An act to permit Indians to attend the units of the University of Montana without the payment of the regular fees required of students in attendance; providing for the number and selection of such pupils; providing that at least six of such pupils chosen shall enroll in teacher training courses; providing that the State Board of Education shall formulate rules and regulations for the selection of these pupils and providing that the State Superintendent of Public Instruction shall be the agent of the board in carrying out the provisions of this act."

By Crist, Prill, Gebhardt, Schiltz, Peters, Hawks, Norby, Working, Brenner and Pierce: A bill for an act entitled: "An act to amend the Montana Unemployment Compensation Law, Title 87 Revised Codes of Montana, 1947, by amending Sections 87-103 and 87-104 Revised Codes of Montana, 1947, as amended by Section 1, Chapter 178, of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to benefits by providing for the setting up of benefit wage credits and providing for maximum duration of benefits based on such benefit wage credits; and by amending Section 87-105 Revised Codes of Montana, 1947, relating to benefit eligibility conditions by providing certain earnings of claimant in the base period for eligibility purposes; and by amending Section 87-106 Revised Codes of Montana, 1947, relating to disqualifications for benefits by providing that weeks of disqualification under this subsection shall be deducted from the maximum duration of benefits available to the claimant; defining 'suitable work' and adding a new Subsection (h) providing for a disqualification of claimant who moves out of the labor market."

By Haines (Missoula), Reed, Karlberg, Page (Missoula), Haines (Flathead), Sykes, Beck and Graybill: "A Joint Resolution recognizing and adopting the song, 'I'll Take Montana,' inclusive of lyrics and music, as the new official State song of Montana and providing for its orchestration, band and choral arrangements by the Greater University of the State of Montana."

By Magnuson, Loble and Graybill: A bill for an act entitled: "An act to amend Section 93-3008, Revised Codes of Montana, 1947, as amended by Chapter 135, Session Laws of 1949; and to amend Section 93-3010, Revised Codes of Montana, 1947; to provide for the service of process upon the Secretary of State of the State of Montana when the officers and agents of corporations actually doing business within the State of Montana cannot be found in the State of Montana; and repealing all acts and parts of acts in conflict herewith."

By O'Connor, by request: A bill for an act entitled: "An act to amend Section 94-4208, Revised Codes of Montana, 1947, relating to carrying into prison things useful to aid in an escape, to provide that any person who shall furnish or attempt to furnish, or aid or assist in furnishing to any

prisoner confined in the State prison, any liquor, knives, razors, drugs, narcotics, guns, ammunition, ropes, ladders, civilian clothing, or money direct to such prisoner, shall be deemed guilty of a felony and upon conviction thereof shall be sentenced to the State prison for a term not exceeding ten (10) years, or a fine not exceeding ten thousand dollars (\$10,000.00), or both."

By Cook and MacDonald: A bill for an act entitled: "An act to amend Section 92-1001 of the Revised Codes of Montana, 1947, by providing the minimum capital structure of insurance companies insuring employers' liability under Compensation Plan No. 2, and repealing all acts and parts of acts in conflict herewith."

By Reed, Haines (Missoula), Karlberg, and Page (Missoula): A bill for an act entitled: "An act to amend Section 12 of Chapter 199, of the Laws of the Thirty-first Legislative Assembly of the State of Montana, amending Section 1219 of the Revised Codes of Montana, 1935, relating to district school taxes to be raised by a vote of the people, to provide for an increase in the permissive levy for high schools and elementary schools and to provide for a voted levy for district and county high schools."

By Dwyer and Goodgame: A bill for an act entitled: "An act to amend Chapter 133, of the Session Laws of the State of Montana for 1949, relating to jury lists to provide that such list shall be drawn on the last Monday in July and repealing all acts or parts of acts in conflict herewith."

By Holtz and Harpster: A bill for an act entitled: "An act to amend Section 75-1522 of the Revised Codes of Montana, 1947, relating to the abandonment of school districts and providing for such abandonment by the county superintendent after a school district has not operated a school for three (3) years; providing that school districts shall not be abandoned after three (3) years if they provide transportation or payments in lieu thereof for five (5) children of school age in the district; providing for notification by the county superintendent to each school district which has not operated a school for two (2) years that another year of such non operation of a school will bring abandonment, and repealing all acts and parts of acts in conflict herewith."

By Committee on Ways and Means: A bill for an act entitled: "An act to subject to assessment and taxation interests in real and/or personal property of the United States held by taxable ownerships; declaring liens and providing for the collection of such taxes."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4919, of the Revised Codes of Montana, 1947, relating to time for filing original and amended returns—affidavits—forms."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to limiting the time for revision of returns—examination of records and witnesses, and repealing Section 84-4920, of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to collection of income taxes in jeopardy; providing for termination of taxable period; prescribing collection procedure and repealing all acts and parts of acts in conflict herewith."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4904, of the Revised Codes of Montana, 1947, relating to income tax as a personal debt due State; creating and establishing a lien on property transferred and providing for collection of the tax."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4931, Revised Codes of Montana, 1947, relating to information pertaining to income tax returns, making it unlawful to divulge information except as provided by law."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to the collection of income tax in default or jeopardy by withholding."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4909, of the Revised Codes of Montana, 1947, relating to non-deductible items in computing net income."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to the payment of taxes due from decedents and estates."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act requiring all state income taxpayers to report all changes in Federal income tax returns, notice of execution of Federal income tax waiver, extending time during which the State Board of Equalization may determine tax, prescribing penalty for violation of this act and repealing all acts and parts of acts in conflict herewith."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act providing authority for collection of certain taxes due the State of Montana by action in courts of other states, and extending comity to other states."

By Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-1508 of the Revised Codes of Montana, 1947, relating to corporation license tax, establishing a duty to report changes in Federal net income, and repealing all acts or parts of acts in conflict therewith."

By Committee on Ways and Means: A bill for an act entitled: "An act to amend Section 84-1502 (5), of the Revised Codes of Montana, 1947, relating to corporation license tax, clarifying the allowed deduction of Federal income tax." By request.

By McBride, Emmons and Loble: A bill for an act entitled: "An act to appropriate to the State Tuberculosis Sanitarium the balances remaining in appropriations heretofore made by House Bill No. 147 and House Bill No. 443, Laws of 1949, for the purpose of building and furnishing certain buildings in connection with the construction of a new hospital wing and for the construction of a wing for Indian patients in conjunction with an appropriation made by the Federal Government; repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act."

By Valach and Loble: A bill for an act entitled: "An act to reappropriate from the general fund any balance remaining on March 7, 1951, in the appropriation made by virtue of Chapter 206, Laws of 1949, for the purpose of 'to design, engineer, construct, erect, furnish and operate a suitable building or buildings to be used as a home for senile men and women; providing for the acquisition of a tract of land to be used as a site for said home.'"

By Purdy, Schiltz, Omholt, Hess, Norby, Nixon, Page (Missoula), McElwain, Beck, Skibby, Barnard and Barrett: A bill for an act entitled: "An act to appropriate money to the Northern Montana College at Havre, Montana for the purpose of completing the necessary physical plant for the successful operation of the college."

By Committee on Banking and Insurance, by request: A bill for an act



entitled: "An act to regulate and license the business of lending in amounts from five dollars (\$5.00) to one thousand dollars (\$1,000.00), providing for the election and appointment of a five-member board of control, prescribing the powers and duties of said board, providing for the licensing of loan businesses subject to this act and for the revocation or suspension of such licenses for certain causes, prescribing maximum interest and service charges, and prescribing civil and criminal remedies for violations of this act."

By Committee on Public Health, Morals and Safety: A bill for an act entitled: "An act to amend Section 4 of Chapter 57 of the Laws of the Thirty-first Legislative Assembly of Montana, 1949, relating to the powers of the State Board of Health, and providing for consolidation and reorganization of the various divisions within the State Board of Health."

By Committee on Public Health, Morals and Safety: A bill for an act entitled: "An act to amend Sections 69-804, 69-805, 69-806, 69-807, 69-808, 69-811 and 69-812 of Chapter 8 of the Revised Codes of Montana, 1947, relating to the creation and supervision of full-time county and district health departments and boards and providing for the addition to and withdrawal from existing full-time county and district health departments and boards, providing for a treasurer for such full-time health departments and providing for contractual agreements between counties and such full-time health departments."

By Loble: A bill for an act entitled: "An act to appropriate to the State Board of Examiners the balances of money remaining in the post war planning and construction reserve fund on March 1, 1951, out of the appropriations heretofore made to said fund, of which not to exceed two hundred fifty thousand dollars (\$250,000.00) was made available for architectural and engineering costs under the provisions of Section 8, of Chapter 148 of the Session Laws of Montana of 1945; repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act."

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money to supplement the appropriation for the several units of the University of Montana known as Montana State University, Montana State College, Montana Agricultural Experiment Station, Montana School of Mines, Western Montana College of Education, Eastern Montana College of Education and Northern Montana College, for the State's contribution to the teachers' retirement system fund made in House Bill No. 447, Thirty-first Legislative Assembly, for the period beginning July 1, 1950 and ending June 30, 1951, it having been determined that such appropriations are insufficient."

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money to supplement the appropriation for Montana State University located at Missoula, Montana for the State's contribution to the public employees' retirement system fund made in House Bill No. 447, Thirty-first Legislative Assembly, for the period beginning July 1, 1950 and ending June 30, 1951, it having been determined that such appropriation is insufficient."

By Committee on Appropriations: A bill for an act entitled: "An act appropriating all balances of money remaining in the several appropriations made under the provisions of House Bill No. 299 of the Thirty-first Legislative Assembly, from the post war planning and construction reserve fund for the following state institutions: Eastern Montana College of Education, Billings; Montana School of Mines, Butte; Montana State University, Missoula; Northern Montana College, Havre; School for the Deaf and Blind, Great Falls; Industrial School for Boys, Miles City; Montana State Orphans' Home, Twin Bridges; Montana State Prison, Deer Lodge; Montana Soldiers' Home, Columbia Falls; Montana State Training School, Boulder;



Montana State Tuberculosis Sanitarium, Galen; State Capitol; and declaring this act to be valid notwithstanding the provisions of the budget act."

By Cook and Tripp: A bill for an act entitled: "An act relating to allowance for disfigurement awards under the workmen's compensation act; providing that additional awards be made by the Industrial Accident Board in cases of loss of earning capacity and providing maximum limits on such awards."

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Substitute for Senate Bill No. 1 and House Bill No. 89.

PRILL, Chairman.

Report adopted.

I have examined House Substitute Bill for Senate Bill No. 1 introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 89 introduced by me and find the same to be correct.

CRIST.

The Speaker signed House Substitute for Senate Bill No. 1 and House Bill No. 89, in open session.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 236, respectfully report as follows: That House Bill No. 236 do pass.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 65, respectfully report as follows: That House Bill No. 65 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 51, respectfully report as follows: That House Bill No. 51 be amended as follows:

Amend Section 1 after the words "assessment date" in line 30 of the original bill by striking out the period (.) and inserting in lieu thereof a semicolon (;) and inserting thereafter the following words "provided further that no factory, distributor, wholesaler or jobber shall ship to any merchant or dealer in the state any personal property without an order therefor.

Amend Section 1 by placing a semicolon at the end of said section and adding the following: "and provided also that this act shall not apply to motor vehicles brought, driven or coming into this state by any non-resident migratory bona fide agricultural workers temporarily employed in agricultural work in Montana where said motor vehicles are used exclusively for transportation of agricultural workers."

That Section 7 of the original bill in line 61 be amended by striking the figures 84-5207 and inserting in lieu thereof the figures 84-5208.

That following Section 7 another Section be added numbered Section 8, to read as follows: "If any clause, sentence, section, paragraph, or part of this act shall for any reason, be adjudged by any court of competent jurisdiction to be invalid or inoperative, such judgment shall not affect,

impair or invalidate the remainder of this act, but shall be confined in its operation to the clause, sentence, section, paragraph or part directly adjudged to be invalid and inoperative."

That Section 8 be re-numbered Section 9; and as amended do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 155, respectfully report as follows: That House Bill No. 155 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 131, respectfully report as follows: That House Bill No. 131 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 79, respectfully report as follows: That House Bill No. 79 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 69, respectfully report as follows: That House Bill No. 69 be amended as follows:

Amend Section 2, by striking the words "ore containing" from line 23 of the original bill.

Amend Section 2, by striking the words "such ore" from line 30 of the original bill and inserting in lieu thereof the word "concentrates".

Amend Section 6, by inserting following the word "tons" in line 30 of the original bill, the following words "of concentrates"; and as amended, do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 64, respectfully report as follows: That House Bill No. 64 do not pass.

O'CONNOR, Chairman.

Report adopted.

## MESSAGES FROM THE GOVERNOR

February 2, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

It may be that the 82nd Congress of the United States may pass legislation consenting to the negotiating of a compact by the States of Idaho, Nevada, Oregon, Utah, Washington, Wyoming and Montana, providing for an equitable division and apportionment of the waters of and the hydro-electric power to be generated from the Columbia River and all of its tributaries in the states entering into such compact and for matters incidental thereto. It may be that such legislation will be passed before the Legislature of the State of Montana next meets, and in order to save time should such legislation be enacted by the Congress, I recommend that

the 32nd Legislative Assembly of the State of Montana pass legislation which will authorize the appointment of a commission to negotiate a Columbia River Compact.

I also recommend that said commission be given authority by the Legislature not only to provide for an equitable division and appropriation of the waters, but also of hydro-electric power. Such a compact, of course, would not be binding until approved by the Legislature of Montana.

JOHN W. BONNER,  
Governor.

#### MESSAGES FROM THE SENATE

February 2, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Judiciary Committee, and the bill is herewith returned to the House:

House Bill No. 82 by Graybill.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

#### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that third reading of House Bill No. 47 be passed for the day.

It was moved by Taylor, duly seconded and carried, that the House request the Senate to furnish members of the House with copies of the report compiled by the Senate Committee on Finance and Claims relative to expenses of State offices, particularly salaries.

#### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees; all appropriation measures having been read at length:

House Bill No. 246, introduced by McElwain: A bill for an act entitled: "An act to amend Section 6 of Chapter 206 of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana relating to the definition of terms of said act creating a home for senile men and women." Referred to Committee on State Boards and Institutions.

House Bill No. 247, introduced by Reed, Andersen (Richland), Lockridge, Atkinson, Lien: A bill for an act entitled: "An act to amend Section 75-3510 of the Revised Codes of Montana, 1947, relating to the adoption of textbooks by schools with and without district superintendents, a county textbook committee, to provide a recommended list of textbooks by the State Superintendent of Public Instruction, the replacement of obsolete and damaged textbooks, and to provide for the repeal of Section 75-3502 of the Revised Codes of Montana, 1947, which provides for the raising of funds for free textbooks." Referred to Committee on Education.

House Bill No. 248, introduced by Andersen (Richland), Lien, Atkinson, Lockridge, and Holtz: A bill for an act entitled: "An act to amend Section 75-1632 (10) of the Revised Codes of Montana, 1947, relating to the suspension or expulsion of pupils from school and providing for the exclusion from school of certain children, to provide a specific age for entrance." Referred to Committee on Education.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows: all appropriation measures having been read at length:

Senate Amendments to House Bill No. 6 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Purdy, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Aronow, Gebhardt, Hauge, Nixon, Pierce, Prill, Reed, Westlake. Total 8.

Excused: None.

House Bill No. 25 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Rieder, Sagunsky, Sales, Scofield, Seifert, Skibby, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Judith Basin), Working, Schiltz, Mr. Speaker. Total 69.

Noes: Brenner, Dwyer, Foley, Freshman, Hawks, Loughran, McCarthy, Mountain, Omholt, Rostad, Taylor, Watkins, Wilson (Treasure). Total 13.

Absent and not voting: Aronow, Gebhardt, Lien, Nixon, Prill, Reed, Smith, Westlake. Total 8.

Excused: None.

Substitute House Bill No. 122 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Aronow, Gebhardt, Lien, MacDonald, Nixon, Page (Missoula), Prill, Smith, Watkins, Westlake. Total 10.

Excused: None.

House Bill No. 147 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 82.

Noes: Haines (Missoula). Total 1.

Absent and not voting: Aronow, Gebhardt, MacDonald, Nixon, Page (Missoula), Prill, Westlake. Total 7.

Excused: None.

House Bill No. 166 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Aronow, Cook, Gebhardt, MacDonald, O'Connor, Prill, Westlake. Total 7.

Excused: None.

## NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Esp, Scofield, O'Connor, Hauge and Phillips: A bill for an act entitled: "An act to amend Section 59-302 of the Revised Codes of Montana of 1947, relating to disqualifications from holding public office in the State of Montana; and providing for the disqualification from holding public office of a person who claims or advises or aids another to claim, upon certain grounds, exemption from military service in the armed forces of the United States or of the military forces of this State; and provided nothing herein is intended to impair any rights guaranteed under the Constitution of the United States or the Constitution of the State of Montana, and repealing all acts and parts of acts in conflict herewith."



By McElwain and Loble: A joint resolution to the Governor of the State of Montana requesting the appointment of a commission to negotiate the Columbia River Compact.

By Pierce: A bill for an act entitled: "An act to amend Sections 84-1901 and 84-1902, Revised Codes of Montana, 1947, relating to disposal of licenses and other tax proceeds of the State of Montana, and repealing all acts and parts of acts in conflict herewith."

By Scofield, Aronow and Crist: A bill for an act entitled: "An act to amend Section 40-1326 of the Revised Codes of Montana, 1947, relating to the publication of annual statements by insurance companies, and providing for the broadcast of such annual statements over a licensed broadcasting station."

By Reed, Haines (Missoula) and Karlberg: A bill for an act entitled: "An act to repeal Section 75-4114, Revised Codes of Montana, 1947, relating to bond limit—term—rate of interest—form."

By Graybill: A bill for an act entitled: "An act to amend Section 91-4423 of the Revised Codes of Montana, 1947, relating to jurisdiction of district court and authority of the State Board of Equalization with reference to small estates on determination of inheritance taxes."

#### MESSAGES FROM THE GOVERNOR

February 2, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bills Nos. 43 and 45.

JOHN W. BONNER,  
Governor.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Saturday, February 3, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### THIRTY-FOURTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 3, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except Aronow, who was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-third Legislative Day, find the same to be correct.  
SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 85, 54, 57, 80, 94 and 202 and House Joint Resolution No.

3, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-chairman.

Report adopted.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Committee on Ways and Means: A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana an amendment to the Constitution of the State of Montana, to remove the exemption from taxation property of the United States, and amending Article XII, Section 2, to so provide."

By Committee on Ways and Means: A bill for an act entitled: "An act to amend Section 84-202 (1998) Revised Codes of Montana, 1947, by removing from tax exemption all properties of the United States."

By Karlberg, and Graybill: A bill for an act entitled: "An act to amend Sections 4-411, 4-413, 4-415, 4-419, and 4-420 of the Revised Codes of Montana of 1947, all of said Sections being Sections of the Montana retail liquor license act."

By Harpster and Andersen (Richland): A bill for an act entitled: "An act providing for an ammendment to Section 16, Chapter 199 of the Session Laws of Montana for 1949, changing the time of application for approval as isolated school from June 15 to five days after the closing of school in said district; and to add a new Section to said Chapter to be known as Section 16.1 to provide a means of opening closed schools where there are five or more pupils to attend the same and the request for the opening of said school had been approved by the budget board and the State Department of Public Instruction, and providing for such opened schools to receive its full share of the state foundation program moneys; and repealing all acts or parts of acts in conflict herewith."

By McCarthy and Page (Missoula): A bill for an act entitled: "An act to amend Section 3 of Chapter 84 of the Session Laws of Montana of 1937, as amended by Section 1 of Chapter 226 of the Session Laws of Montana of 1947, and by Section 3 of Chapter 164 of the Seession Laws of Montana of 1949, relating to the powers of the Montana Liquor Control Board in the issuing of liquor licenses; and the number of said licenses that may be issued; and providing for the issuance of liquor licenses to posts of nationally chartered veterans' organizations and lodges of recognized national fraternal organizations, and athletic clubs that are lawfully incorporated, and providing for the cancellation of liquor licenses not actually used, and repealing all acts and parts of acts in conflict therewith."

By Magnuson: A bill for an act entitled: "An act relating to salary and small installment loans; providing for regulating and licensing persons and others making loans of money in amounts of one hundred dollars (\$100.00) or less; providing maximum fees and rates of interest to be charged; providing for supervision and examination by the State Superintendent of Banks; providing for filing quarterly statements with said Superintendent of Banks; providing other matters pertaining to such loans; providing for recovery for overcharges; providing that contracts violating the provisions of this act shall be void; providing for cancellation of licenses; providing penalties for the violation of this act and repealing all acts and parts of acts in conflict herewith."

By Brenner, by request: A bill for an act entitled: "An act to amend Section 68-501, Revised Codes of Montana, 1947, in Chapter 5, under Title 68 of said Codes, relating to the board of administration of the public em-

ployees' retirement act, its powers and duties and in particular to Sub-division (b) of said Section relating to credit for prior service, and providing that credit for prior service in state, county, city, public district, or contracting public agency, shall be granted to persons who were members or employees under the public employees' retirement system prior to January 1, 1951, on making the contributions herein stipulated, and on meeting the other conditions herein prescribed within the time limited by this act; and providing that credits shall be granted for prior service to retired members for any such service rendered prior to January 1, 1945, providing that the state, or contracting city, contracting county, or contracting public agency elected participation in the retirement system on or before July 1, 1950, as provided by Sub-division (m) of Section 68-102, Revised Codes of Montana, 1947."

By Babich, McCarthy and Brenner: A bill for an act entitled: "An act to amend Section 84-1501 of the Revised Codes of 1947, of the State of Montana, and to amend Section 84-1502 of the Revised Codes of 1947, of the State of Montana, relating to corporation license tax exemptions and deductions allowed in computing income as relates to cooperatives, and repealing all acts and parts of acts in conflict herewith."

By Emmons, Tripp, and Anderson (Cascade): A bill for an act entitled: "An act relating to salary and small installment loans; providing for regulating and licensing persons and others making loans of money less than three hundred dollars (\$300.00); providing maximum rate of interest to be charged; providing for supervision by the State Auditor of the State of Montana; providing for filing of monthly statements with said State Auditor; providing other matters pertaining to such loans; providing for recovery for over-charges; providing for cancellation of licenses, and repealing all acts and parts of acts in conflict herewith."

By Brenner, Rostad, Freshman and Mountain: A bill for an act entitled: "An act to amend Chapter 153 of the Laws of the twenty-fifth Legislative Assembly of the State of Montana, and to amend Section 11159 of the Revised Codes of the State of Montana of 1935, relating to the proposition of card games and for distribution of license fees thereof to state, county and incorporated cities and towns; providing for administration and enforcement of the act by the State Board of Equalization and law enforcement officers; prohibiting persons under 21 years of age from playing card games; providing penalties for violations of this act, suspension and revocation of license: and other provisions relating to this act: and repealing all acts or parts of acts in conflict herewith."

By Graybill and Jensen: A bill for an act entitled: "An act to amend Section 1103 of Title 41, Revised Codes of Montana, 1947, relating to hours of labor of drivers and attendants of motor busses and taxicabs and repealing all acts and parts of acts in conflict herewith."

By Atkinson, Wiedman, Haines (Flathead), and Sykes: A bill for an act entitled: "An act to amend Section 87-148 of the Revised Codes of Montana, 1947, relating to 'definitions' under the Unemployment Compensation Law of Montana and defining agricultural labor and farm."

By Jensen, by request: A bill for an act entitled: "An act to establish electrical construction regulations for the State of Montana for the inside construction branch of the electrical industry; establishing a State Electrical Board—outlining duties of same; provisions for the licensing of electrical contractors and journeyman electricians, establishing licenses, fees, and examinations for same; providing for electrical inspection of all State buildings and making an appropriation for the purpose of carrying out the provisions of the act for the protection of life, property, and public welfare of the people of the State of Montana."

By Committee on Military Affairs: A bill for an act entitled: "An act

creating the Montana Security and Defense Forces; relating to the authority for the organization of military forces when the National Guard is absent in Federal service; relating to the rules and regulations for the government of such forces; the pay, allowance, expenses, supplies, equipment, maintenance, training, discipline, and administration of such forces; relating to the use of armories and other State owned buildings and facilities; the use of such forces without the State; the authority to use the forces of other states within this state; Federal service, civil groups, disqualifications, oaths of office, articles of war, freedom from arrest, jury duty, enlistment, removal from service and the employment of such forces in the service of the state."

By Committee on Military Affairs: A bill for an act entitled: "An act authorizing the State of Montana to join with other states and with the United States in an interstate civil defense and disaster compact; prescribing procedure for withdrawal from the compact; prescribing the powers of the Governor with reference thereto; and setting forth the provisions of the compact."

By Committee on Military Affairs: A bill for an act entitled: "An act relating to the establishment of a civil defense agency and other organization for civil defense within the State of Montana: providing certain executive duties with respect thereto and for related purposes: for the appointment and compensation of a State director of Civil Defense and a staff; and for their compensation: and making an appropriation for the operation of such Civil Defense Agency."

By Mackay and O'Connor, by request: A bill for an act entitled: "An act to amend Sections 11-1925, as amended by Chapter 194 of the Laws of the Thirty-first Legislative Assembly of 1949, 11-1926, 11-1927, and 11-1928 of the Revised Codes of Montana of 1947, and by adding thereto a new Section to be known and designated as Section 11-1927.1, relating to pensions to retired firemen, disability pensions, and widows and orphans pensions to be paid members or survivors of members of fire departments in cities and towns where firemen's relief associations have been formed, and relating to the use of the disability and pension fund of fire department relief associations and repealing all acts and parts of acts in conflict herewith."

By Norby and Graybill: A bill for an act entitled: "An act relating to the acquisitions, construction, establishment, maintenance and financing of off-street parking facilities for the parking of motor vehicles by a city of the State of Montana and providing for the leasing to and operation of by private operators, firms, companies, or corporations, and providing ways and means wherein a city may create a parking commission or whereby the legislative body of a city may function as a parking commission, the issuance of revenue bonds, and defining the powers and duties of parking commissions, and a city with respect to off-street parking facilities."

By Foley, Tripp, Emmons and Loughran: A bill for an act entitled: "An act to amend Section 75-3401 and Section 75-3402, Chapter 34, Session Laws of 1947, relating to the transportation of pupils to provide for the transportation of pupils who attend private non-profit schools."

By Lien, Beck and Cook: A bill for an act entitled: "An act giving authority to the State Superintendent of Public Instruction to make surveys of school facilities of the state and authorizing him to request and use Federal funds for the same."

By Loble: A bill for an act entitled: "An act to amend Section 80-920, Revised Codes of Montana, 1947, to provide that Indian girls may be committed to the State Vocational School for Girls upon the payment of assurance of payment by the Indian Department of the sum of fifty cents (\$.50) per day for each Indian girl committed; and to provide that the principal



of the State Vocational School for Girls may accept as full payment for the past care of said Indian girls, an amount computed at the rate of fifty cents (\$.50) per day for each girl; and repealing all acts and parts of acts in conflict herewith."

By Committee on Judiciary: A bill for an act entitled: "An act to amend Section 11-2303 of the Revised Codes of Montana, 1947, relating to the maximum amount of bonds which may be issued and indebtedness which may be incurred by cities and towns."

By Committee on Education: A bill for an act entitled: "An act to amend Section 75-1303 of the Revised Codes of Montana, 1947, relating to the official staff of the Superintendent of Public Instruction by providing for an elementary supervisor and his salary and eliminating certain provisions of the section concerning salaries, qualifications and duties."

By Haines (Missoula), Haines (Flathead), Sykes and Page (Missoula): A bill for an act entitled: "An act to amend Section 84-3701 and Section 84-3707 of the Revised Codes of Montana, 1947, relating to the licensing of transient retail merchants and providing penalties for the violation of this act and repealing all acts and parts of acts in conflict therewith."

By Schiltz: A bill for an act entitled: "An act providing for the manner of securing an affidavit for publication of summons and for the manner of serving summons by publication of both known and unknown defendants in quiet title actions, repealing Section 93-6206, Revised Codes of Montana, 1947, and amending Sections 93-6207 and 93-6208, Revised Codes of Montana, 1947, and repealing all other acts or parts of acts in conflict therewith."

By Schiltz: A bill for an act entitled: "An act authorizing the court or judge to fix by order the manner in which and the time for which notice shall be given in proceedings pursuant to Section 91-601 through 91-5211, inclusive, Revised Codes of Montana, 1947, except in those cases where a citation is required and in case of notice to creditors and repealing all acts or parts of acts in conflict therewith."

By Dwyer: A bill for an act entitled: "An act to amend Section 91-510 of the Revised Codes of Montana, 1947, relating to the disposition of funds held by the State Treasurer which funds are derived from escheated estates and establishing an escheated estate fund which to pay administrative expense."

By Seifert, Beck and Cook: A bill for an act entitled: "An act to amend Section 66-1002 of the Revised Codes of Montana, 1947, relating to the regulations of the practice of medicine; pertaining to the organization of board—register—rules, by adding a proviso permitting qualified persons who have entered the United States as displaced persons, and who have passed the required examination to be admitted irrespective of certain rules of the board, and repealing all acts and parts of acts in conflict herewith."

By Omholt and Working: A bill for an act entitled: "An act to amend Sections 75-2901, 75-2902 and 75-2903 of Chapter 29 of the Revised Codes of Montana for the year 1947 as amended by Chapter 61 Laws of 1949 so as to change the age limits for compulsory school attendance and require that the same shall be from eight to eighteen years and to provide that children sixteen years of age or over have successfully completed the school work of the high school or twelfth grade or whose wages are necessary to the support of the family may be employed during the time that the public schools are in session upon making the required showing and providing that no child under eighteen years of age shall be employed during the school term unless satisfactory proof is made that said child is



sixteen years of age or over and has completed high school or the twelfth grade or that the wages of such child are necessary to the support of the family and requiring every person employing any child under eighteen years of age to require a certificate setting forth such facts before employing such child and also empowering the truant officer to take into custody any youth between the ages of eight and eighteen years who is not attending school or who is not regularly employed and the holder of such certificate excusing such attendance and providing penalties for violation thereof and repealing all acts or parts of acts in conflict herewith."

By McElwain and Graybill: A bill for an act entitled: "An act relating to the reorganization and consolidation of the government of the State of Montana; declaring the purposes of this act; creating the commission on reorganization of State government and prescribing the powers and duties of said commission and appropriating funds for the expenses thereof."

By Graybill: A bill for an act entitled: "An act to amend Sections 11-725, 11-729 and 11-731 of the Revised Codes of Montana, 1947, as amended by Chapter 188 of the Laws of the Thirty-first Legislative Assembly, 1949, pertaining to the salaries and qualifications of mayor, aldermen, city attorney and city clerk, and repealing all acts and parts of acts in conflict herewith."

By Reed, Blikken, Dokken, Blewett and Haines (Missoula): A bill for an act entitled: "An act to approve, ratify and adopt the 'Western Regional Higher Education Compact' approved by the Western Governors' conference November 10th, 1950."

By Fulton, Bradley and Cowley: A bill for an act entitled: "An act to require all railroads operating passenger trains in the State of Montana to stop said trains at each and every county seat through which said trains run."

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 187, respectfully report as follows: That House Bill No. 187 do not pass.

WORKING, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 239, respectfully report as follows: That House Bill No. 239 do pass.

WORKING, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 240, respectfully report as follows: That House Bill No. 240 do pass.

WORKING, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 174, respectfully report as follows: That House Bill No. 174 do pass.

WORKING, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 173, respectfully report as follows: That House Bill No. 173 do pass.

WORKING, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 172, respectfully report as follows: That House Bill No. 172 do pass.

WORKING, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration, Senate Bill No. 19, respectfully report as follows: That Senate Bill No. 19 be concurred in.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration Senate Bill No. 16, respectfully report as follows: That Senate Bill No. 16 be concurred in.

HAINES (Flathead), Chairman.

Report adopted.

### MESSAGES FROM THE GOVERNOR

February 2, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have this date approved House Substitute for Senate Bill No. 1 and House Bill No. 89.

JOHN W. BONNER,  
Governor.

February 2, 1951.

The Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

The 31st Legislative Assembly of the State of Montana passed House Joint Resolution 4 and was approved by me as Governor on February 25, 1949. This Joint Resolution provided in part as follows: "Joint Resolution memorializing the Congress of the United States for the passage of legislation providing for the liquidation of the trust under the transfer agreements with State Rural Rehabilitation Corporations, similar to House Resolution No. 5905, introduced by Representative Cooley, in the second session of the 80th Congress of the United States, so as to enable the State of Montana to have returned to it moneys and properties transferred in trust on or about April 30, 1937." House Resolution No. 5905 did not receive favorable action in the 80th Congress, however, the second session of the 81st Congress passed Public Law 499 which was approved by the President of the United States on May 3, 1950. This Law provides for the liquidation of State Corporations.

An Act passed and known as Chapter 141, Laws of Montana, 31st Legislative Session, 1949, gives the Governor authority to make application for these funds. This Law also designated the State Treasurer of the State of Montana to receive the moneys. I propose that this Act be revoked and another Act be passed at this legislative assembly to provide for the application for return of and future administration of the assets of the Montana Rural Rehabilitation Corporation, in accordance with the provisions of Public Law 499.

Unless this Legislature enacts new legislation as herein recommended, it is my understanding that under said Public Law 499, the State of Montana will forfeit any right to any compensation or benefits due it because of the former State Rural Rehabilitation Corporation.

Therefore, in order to protect the rights of the State of Montana, I recommend that legislation be enacted as hereinto set forth.

JOHN W. BONNER,  
Governor.

### MOTIONS AND RESOLUTIONS

It was moved by Harpster, duly seconded and carried, that House Bill No. 236 be taken from Printing and referred to the Committee on Privileges and Elections.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees; all appropriation measures having been read at length:

House Bill No. 249, introduced by Wilson (Judith Basin) and Tripp: A bill for an act entitled: "A bill for an act to prohibit any school board member or public school administrator from dismissing or otherwise coercing any public school teacher from free exercise of religion; and providing penalties for violation of this act." Referred to Committee on Education.

House Bill No. 250, introduced by O'Connor, Gebhardt, Babich and Mountain: A bill for an act entitled: "An act to amend Section 4-101 (2815.60), Revised Codes of Montana, 1947, relating to the State Liquor Control Act of Montana, providing for the manner of citing the same, declaring the policy of the State that the control of the manufacture, sale and distribution of 'liquor' as 'liquor' is defined in the State Liquor Control Act of Montana, and as amended by Chapter 209, Laws of the Thirty-first Legislative Assembly of Montana, 1949, shall be effectuated under the 'State Liquor Control Act of Montana' and the Retail Liquor License Act of Montana, and as such acts may be amended or supplemented; and providing that the control by the State of Montana of the manufacture, sale and distribution of beer shall be regulated and effectuated under the provisions of the Montana Beer Act, as amended and supplemented, and not under the provisions of the State Liquor Control Act of Montana; providing that the terms 'beer' and 'malt liquor' whenever such terms are used as a subject of regulation and control in the State Liquor Control Act of Montana shall refer to and be construed as applicable only to beer, ale, porter, stout or other malt liquors containing more than four per centum (4%) of alcohol by weight, and that such beer, ale, porter, stout and malt liquors containing more than four per centum (4%) of alcohol by weight shall be defined and classified as 'liquor' and, as such, shall be subject to regulation and control by and under the provisions of the 'State Liquor Control Act of Montana', and not under the provisions of the Montana Beer Act; and amending Section 4-236 (2815.162), Revised Codes of Montana, 1947, relating to the effective dates of Chapter 105, Laws of the Twenty-third Legislative Assembly of Montana, 1933, and Chapter 106, Laws of the Twenty-third Legislative Assembly of Montana, 1933, and declaring such dates, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 251, introduced by Graybill: A bill for an act entitled: "An act to appropriate money to the Attorney General for the purpose of compiling and printing a digest and index to the reports and official opinions of the Attorney General of the State of Montana." Referred to Committee on Appropriations.

House Bill No. 252, introduced by Mountain, Dwyer, McCarthy and Loughran: A bill for an act entitled: "An act to amend Section 94-3001 of the Revised Codes of Montana, 1947, entitled 'lottery defined', by excluding from the provisions of this act 'trade stimulators', as defined in Subsection 3 of Section 84-5701 of the Revised Codes of Montana, 1947, as amended." Referred to Committee on Ways and Means.

House Bill No. 253, introduced by Graybill and McElwain: A bill for an act entitled: "An act to amend Section 11-1821 of the Revised Codes of Montana, 1947, relating to payment of police reserves, to provide for increasing payments to widow or minor children and raising the age during which minor child may receive payments, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 254, introduced by Brenner: A bill for an act entitled: "An act to amend Section 92-116 of the Revised Codes of Montana of 1947, relating to payments into an industrial accident administrative fund of the industrial administration fund by employers electing to be bound under plan one of the Workmen's Compensation Act, by the State Auditor from collections from insurance carriers under plan two, and the industrial accident fund, plan three; providing for a budget to be prepared by the Industrial Board, providing for pro-rata adjustment not to exceed 25% when assessments exceed \$100,000; providing penalties for failure to comply; repealing all acts in conflict therewith and providing that the act shall take effect immediately upon its passage and approval." Referred to Committee on Workmen's Compensation.

House Bill No. 255, introduced by Esp, Scofield, O'Connor, Hauge and Phillips: A bill for an act entitled: "An act to amend Section 59-302 of the Revised Codes of Montana of 1947, relating to disqualifications from holding public office in the State of Montana; and providing for the disqualification from holding public office of a person who claims or advises or aids another to claim, upon certain grounds, exemption from military service in the armed forces of the United States or of the military forces of this State; and provided nothing herein is intended to impair any rights guaranteed under the Constitution of the United States or the Constitution of the State of Montana, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 256, introduced by Pierce: A bill for an act entitled: "An act to amend Sections 84-1901 and 84-1902, Revised Codes of Montana, 1947, relating to disposal of licenses and other tax proceeds of the State of Montana, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 257, introduced by Pierce, Norby, Dwyer and Sagunsky: A bill for an act entitled: "An act to amend Section 84-1802, Revised Codes of Montana, 1947, as amended by Chapter 202, Laws of the Thirty-first Legislative Assembly, 1949, relating to the license tax levied on dealers in gasoline, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 258, introduced by Emmons and McBride: A bill for an act entitled: "An act to appropriate money for the purchase by the State of Montana, Through the State Board of Examiners, of lots numbers twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16), and seventeen (17) in block number nineteen (19) of the Corbin Addition to the City of Helena, Montana, being the parking area used by the State adjacent to the parking oval at the south side of the state-house, from the owners thereof, upon the conditions, and within the limitations, prescribed in this act, and providing that this act shall be valid and operative notwithstanding the provisions of the budget act." Referred to Committee on Appropriations.



House Bill No. 259, introduced by Appropriations Committee: A bill for an act entitled: "An act appropriating all balances of money remaining in the several appropriations made under the provisions of House Bill No. 299 of the Thirty-first Legislative Assembly, from the post war planning and construction reserve fund for the following State Institutions: Eastern Montana College of Education, Billings; Montana School of Mines, Butte; Montana State University, Missoula; Northern Montana College, Havre; School for the Deaf and Blind, Great Falls; Industrial School for Boys, Miles City; Montana State Orphan's Home, Twin Bridges; Montana State Prison, Deer Lodge; Montana Soldier's Home, Columbia Falls; Montana State Training School, Boulder; Montana State Tuberculosis Sanitarium, Galen; State Capitol; and declaring this act to be valid notwithstanding the provisions of the budget act." Referred to Committee on Appropriations.

House Bill No. 260, introduced by Loble: A bill for an act entitled: "An act to appropriate to the State Board of Examiners the balances of money remaining in the post war planning and construction reserve fund on March 1, 1951, out of the appropriations heretofore made to said fund, of which not to exceed two hundred fifty thousand dollars (\$250,000.00) was made available for architectural and engineering costs under the provisions of Section 8, of Chapter 148 of the Session Laws of Montana of 1945; repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act." Referred to Committee on Appropriations.

House Bill No. 261, introduced by Magnuson, Loble and Graybill: A bill for an act entitled: "An act to amend Section 93-3008, Revised Codes of Montana, 1947, as amended by Chapter 135, Session Laws of 1949; and to amend Section 93-3010, Revised Codes of Montana, 1947; to provide for the service of process upon the Secretary of State of the State of Montana when the officers and agents of corporations actually doing business within the State of Montana cannot be found in the State of Montana; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 262, introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money to supplement the appropriation for Montana State University located at Missoula, Montana, for the State's contribution to the public employees' retirement system fund made in House Bill No. 447, Thirty-first Legislative Assembly for the period beginning July 1, 1950 and ending June 30, 1951, it having been determined that such appropriation is insufficient." Referred to Committee on Appropriations.

House Bill 263, introduced by Loble and McElwain: A bill for an act entitled: "An act to amend Section 68-1307 of the Revised Codes of Montana, 1947, relating to the contribution of the State to the public employees retirement fund, by changing the amount of such contribution from three per cent (3%) to four per cent (4%) of the total compensation paid members of the retirement system, providing an effective date for this act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 264, introduced by Committee on Public Health, Morals and Safety: A bill for an act entitled: "An act to amend Sections 69-804, 69-805, 69-806, 69-807, 69-808, 69-811 and 69-812 of Chapter 8 of the Revised Codes of Montana, 1947, relating to the creation and supervision of full-time county and district health departments and boards and providing for the addition to and withdrawal from existing full-time county and district health departments and boards providing for a treasurer for such full-time health departments and providing for contractual agreements between counties and such full-time health departments." Referred to Committee on Townships and Counties.



House Bill No. 265, introduced by Committee on Public Health, Morals and Safety: A bill for an act entitled: "An act to amend Section 4 of Chapter 57 of the Laws of the Thirty-first Legislative Assembly of Montana, 1949, relating to the powers of the State Board of Health, and providing for consolidation and reorganization of the various divisions within the State Board of Health." Referred to Committee on State Boards and Institutions.

House Bill No. 266, introduced by Committee on Fish and Game: A bill for an act entitled: "Assent to act of Congress known as Dingell-Johnson Bill: Authorizing State Fish and Game Department to cooperate with the Secretary of the Interior in fish restoration and management projects." Referred to Committee on Fish and Game.

House Bill No. 267, introduced by Michels, Aronow and Lien: A bill for an act entitled: "An act to amend Sections 4-108, 4-114, 4-116, 4-128 and 4-231 of the Revised Codes of Montana of 1947, and to repeal Section 4-133 of the Revised Codes of Montana, 1947, all of said Sections being Sections of the State Liquor Control Act of Montana." Referred to Committee on Liquor Control.

House Bill No. 268, introduced by Lien, Higgins, Hawks and Dokken: A bill for an act entitled: "An act to permit Indians to attend the units of the University of Montana without the payment of the regular fees required of students in attendance; providing for the number and selection of such pupils; providing that at least six of such pupils chosen shall enroll in teacher-training courses; providing that the State Board of Education shall formulate rules and regulations for the selection of these pupils and providing that the State Superintendent of Public Instruction shall be the agent of the board in carrying out the provisions of this act." Referred to Committee on Judiciary.

House Bill No. 269, introduced by Tripp, Foley and O'Connor: A bill for an act entitled: "An act to prohibit any school board member or public school administrator from coercing any public school to join or not to join any professional union or association; providing for criminal penalties and liability for damages; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 270, introduced by Esp and Scofield: A bill for an act entitled: "An act to amend Section 2 of Chapter 190, Laws of 1949, relating to rental rates of state grazing lands upon the animal-unit-month basis, by providing the formula for computation of such rates shall require the State Board of Land Commissioners to make allowance and give credit to the lessees for the cost of improvements ordinarily and necessarily placed on such lands by lessee and for the cost of repairs made by lessees to improvements on such lands, providing an effective date for this act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 271, introduced by O'Connor, by request: A bill for an act entitled: "An act to amend Section 94-4208, Revised Codes of Montana, 1947, relating to carrying into prison things useful to aid in an escape, to provide that any person who shall furnish or attempt to furnish, or aid or assist in furnishing to any prisoner confined in the state prison, any liquor, knives, razors, drugs, narcotics, guns, ammunition, ropes, ladders, civilian clothing, or money direct to such prisoner, shall be deemed guilty of a felony and upon conviction thereof shall be sentenced to the state prison for a term not exceeding ten (10) years, or a fine not exceeding ten thousand dollars (\$10,000.00), or both." Referred to Committee on Judiciary.

House Bill No. 272, introduced by McBride, Emmons and Loughran: A bill for an act entitled: "An act to authorize payroll deductions from the salaries and wages of officers and employees of the State of Montana and any agency, department, board, bureau or commission thereof, and from

the salaries and wages of employees of any county, city, or town for the purchase of bonds or other obligations of the United States, or bonds or other obligations of the State of Montana, or dues of members or subscribers of health service corporations incorporated and operating under the laws of the State of Montana and providing the procedure therefor, and providing that the powers hereby conferred shall not be restricted by any laws prohibiting or limiting assignments of wages or salaries, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 273, introduced by Brenner, Loble, Magnuson, Esp and Scofield: A bill for an act entitled: "An act relating to game animals; empowering the State of Montana Fish and Game Commission to establish fish, game bird, game and fur-bearing animal checking stations; defining Montana State Fish and Game Commission checking stations: and providing penalties for failing to stop at checking stations." Referred to Committee on Fish and Game.

House Bill No. 274, introduced by Tripp, by request: A bill for an act entitled: "An act making it a misdemeanor for any person to leave a motor vehicle standing unattended on streets and highways without stopping the motor, locking ignition, setting the brakes, removing the key and turning wheels to the curb or side of highway; making an exception for commercial vehicles." Referred to Committee on Highways and Highway Transportation.

House Bill No. 275, introduced by Cook and Tripp: A bill for an act entitled: "An act to provide for registration of persons employed to advocate or oppose legislative measures, and to regulate the method of such advocacy or opposition and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 276, introduced by Bradley: A bill for an act entitled: "An act to amend Section 26-201, Revised Codes of Montana of 1947, defining and classifying birds, animals and fish by deleting raccoon from the list of animals classified as fur-bearing animals and including raccoon in the list of animals classified as game animals." Referred to Committee on Fish and Game.

House Bill No. 277, introduced by Working, Scofield, McElwain, Andersen (Richland), Graybill and Rieder: A bill for an act entitled: "An act to amend Section 3, Chapter 199, Session Laws of 1949, relating to foundation program schedules for the elementary and high schools of Montana, to provide for increases in the same." Referred to Committee on Education.

House Bill No. 278, introduced by Working, Scofield, McElwain, Andersen (Richland), Graybill and Rieder: A bill for an act entitled: "An act to amend Sections 9, 10, 14, 15, Chapter 199, Session Laws 1949, relating to changes in the budget by budget board, restrictions on budget, fixing the tax levy, allowance for additional expenses over the foundation program, and levy taxes, to provide for an increase in the permissive levy and change in the base for levy for county high school." Referred to Committee on Education.

House Bill No. 279, introduced by Brenner, Rostad, Mountain and Freshman: A bill for an act entitled: "An act to regulate, license, authorize and control games of chance, gambling games and gambling devices; providing for the operation thereof under licenses duly issued by the State Board of Equalization; providing for applications for licenses, and providing for residence requirements for individuals, associations, partnerships and corporations; providing for a license tax and fixing the amount thereof; providing that licenses are non-transferable; providing that only one 'House Gambling License' be issued to any one individual, association, partnership or corporation; providing for holder of license to be actual operator of the premises for which license is issued; providing for a two

per cent gross revenue tax; providing for the disposition of the proceeds of license fees; prescribing the hours during which games may be played; providing for an order of interdiction; granting to the State Board of Equalization certain powers for the enforcement of this act; providing for the suspension and revocation of licenses; authorizing the State Board of Equalization to prescribe and promulgate rules and regulations; providing that the sheriffs, deputies and police of the State of Montana shall enforce said law; providing that no cheating or thieving game or device be used or played; providing penalties for the violation of this act; prohibiting persons under the age of twenty-one years from playing at or loitering about such games or from entering or being permitted to enter any house, room or premises wherein any gambling games or gambling devices are operated or conducted; permitting counties to levy a license tax in addition to the state license; providing for a dealer's license fee, bond and residence requirements; defining certain words and terms used in this act; and repealing all acts and parts of acts in conflict." Referred to Committee on Ways and Means.

House Bill No. 280, introduced by Esp and Scofield: A bill for an act entitled: "An act to amend Section 81-915 of the Revised Codes of Montana, 1947, relating to terms of payment by purchasers of state land, by changing the requirement that each bid be accompanied by a check for ten per centum (10%) of the total appraised sales price to a requirement that each bid be accompanied by a check for fifty per centum (50%) of the total appraised sales price and by changing the minimum sum payable in cash on the day of sale from ten per centum (10%) to fifty per centum (50%) of the total sales price." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 281, introduced by O'Connor, Gebhardt, Babich and Mountain: A bill for an act entitled: "An act to amend Sections 4-301, (2815.10), 4-302 (2815.11), 4-307 (2815.12), 4-317 (2815.22), 4-318 (2815.23), 4-330 (2815.33), 4-342 (2815.45), 4-344 (2815.47), 4-349 (2815.51), Revised Codes of Montana, 1947, all thereof being Sections in and of the 'Montana Beer Act', said Section 4-301 relating to the manner of citing said act, declaring the policy of the State of Montana to regulate and control the manufacture, transportation, sale, distribution and possession of beer of not more than four per centum (4%) of alcohol by weight and as that term is defined by the Montana Beer Act, under and by the terms of the Montana Beer Act and the Montana Retail Liquor License Act, and providing that beer and malt liquors containing more than four per centum (4%) of alcohol by weight shall be subject to, and continue subject to the regulations and controls of the State liquor Control Act of Montana; said Section 4-301 relating to the definitions of terms in the Montana Beer Act, and defining beer for the purposes of that act; said Section 4-307 relating to the powers of the Montana Liquor Control Board to prescribe rules and regulations under said act, and to prescribe standards of sanitation and safety on premises licensed for consumption of beer on premises; said Section 4-317 relating to the licensing of brewers under the Montana Beer Act, persons to whom licensed brewers may sell beer, and levying a barrelage tax on beer; said Section 4-318 relating to wholesalers' licenses and qualifications of wholesalers, issuance of duplicate license to wholesalers to cover one (1) sub-warehouse only for each wholesale licensee, and providing that licensed wholesalers shall unload beer manufactured in other states and consigned to them into the warehouse or sub-warehouse of the licensed wholesaler in this state; said Section 4-330 relating to offenses in connection with the purchase or sale of beer, including sales, deliveries or gifts of beer to minors, intoxicated persons, interdicted persons, and others, and prescribing penalties, suspension or revocation of licenses for such offenses; said Section 4-342 relating to the powers of the board to refuse, cancel or revoke licenses issued under the Montana Beer Act and to investigate complaints respecting the actions or operations of brewer, wholesaler and retailer licensees, providing for administrative procedures and judicial review



by the district courts of actions or intended actions of the board; said Section 4-344 providing that the district courts shall have con-current jurisdiction with justice courts in all prosecutions under this act; said Section 4-349 forbidding brewers to furnish property, except of the limited value specified in this act, to retail licensees, or to be financially interested, directly or indirectly, in the conduct or operation of the business of a licensed retailer; permitting the advertising of beer except as restricted by the provisions of this act; providing that brewers may have and operate under license storage depots for receiving, storing and distribution of beer manufactured by them in this state off brewery premises, at any point in Montana; and repealing Sections 4-316 (2815.21), 4-331 (2815.34), 4-334 (2815.37), 4-335 (2815.38), 4-336 (2815.39), and 4-343 (2815.46), Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 282, introduced by Dokken: A bill for an act entitled: "An act to amend Section 77-601 of the Revised Codes of Montana, 1947, relating to the re-employment of persons completing military or naval service to provide for later selective service, national guard and reserve officers acts and to provide for the time of such re-employment of teachers." Referred to Committee on Military Affairs.

House Bill No. 283, introduced by Committee on Banking and Insurance, by request: A bill for an act entitled: "An act to regulate and license the business of lending in amounts from five dollars (\$5.00) to one thousand dollars (\$1,000.00), providing for the election and appointment of a five-member board of control, prescribing the powers and duties of said board, providing for the licensing of loan businesses subject to this act and for the revocation or suspension of such licenses for certain causes, prescribing maximum interest and service charges, and prescribing civil and criminal remedies for violations of this act." Referred to Committee on Ways and Means.

House Bill No. 284, introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money to supplement the appropriation for the several units of the University of Montana known as Montana State University, Montana State College, Montana Agricultural Experiment Station, Montana School of Mines, Western Montana College of Education, Eastern Montana College of Education and Northern Montana College, for the State's contribution to the teachers' retirement system fund made in House Bill No. 447, Thirty-first Legislative Assembly, for the period beginning July 1, 1950, and ending June 30, 1951, it having been determined that such appropriations are insufficient." Referred to Committee on Appropriations.

House Bill No. 285, introduced by McBride, Emmons and Loble: A bill for an act entitled: "An act to appropriate to the State Tuberculosis Sanitarium the balances remaining in appropriations heretofore made by House Bill No. 147 and House Bill No. 443, Laws of 1949, for the purpose of building and furnishing certain buildings in connection with the construction of a new hospital wing and for the construction of a wing for Indian patients in conjunction with an appropriation made by the Federal Government; repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act." Referred to Committee on Appropriations.

House Bill No. 286, introduced by Purdy, Schiltz, Omholt, Hess, Norby, Nixon, Page (Missoula), McElwain, Beck, Barnard and Barrett: A bill for an act entitled: "An act to appropriate money to the Northern Montana College at Havre, Montana, for the purpose of completing the necessary physical plant for the successful operation of the college." Referred to Committee on Appropriations.

House Bill No. 287, introduced by Valach and Loble: A bill for an act

entitled: "An act to re-appropriate from the General Fund any balance remaining on March 7, 1951, in the appropriation made by virtue of Chapter 206, Laws of 1949, for the purpose of 'to design, engineer, construct, erect, furnish and operate a suitable building or buildings to be used as a home for senile men and women'; providing for the acquisition of a tract of land to be used as a site for said home." Referred to Committee on Appropriations.

House Bill No. 288, introduced by Cook and Tripp: A bill for an act entitled: "An act relating to allowance for disfigurement awards under the Workmen's Compensation Act; providing that additional awards be made by the Industrial Accident Board in cases of loss of earning capacity and providing maximum limits on such awards." Referred to Committee on Workmen's Compensation.

House Bill No. 289, introduced by Reed, Haines (Missoula), Karlberg, and Page (Missoula): A bill for an act entitled: "An act to amend Section 12 of Chapter 199, of the Laws of the Thirty-first Legislative Assembly of the State of Montana, amending Section 1219 of the Revised Codes of Montana, 1935, relating to district school taxes to be raised by a vote of the people, to provide for an increase in the permissive levy for high schools and elementary schools and to provide for a voted levy for district and county high schools." Referred to Committee on Townships and Counties.

House Bill No. 290, introduced by Omholt, Scofield and Seifert: A bill for an act entitled: "An act to amend Section 25-508 of the Revised Codes of 1947, as amended by Chapter 58, Session Laws of the Thirty-first Legislative Assembly, 1949, relating to traveling expenses of certain county officers attending conventions by including the office of county treasurer, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 291, introduced by Holtz and Harpster: A bill for an act entitled: "An act to amend Section 75-1522 of the Revised Codes of Montana, 1947, relating to the abandonment of school districts and providing for such abandonment by the county superintendent after a school district has not operated a school for three (3) years; providing that school districts shall not be abandoned after three (3) years if they provide transportation or payments in lieu thereof for five (5) children of school age in the district; providing for notification by the county superintendent to each school district which has not operated a school for two (2) years that another year of such non-operation of a school will bring abandonment, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 292, introduced by Dwyer and Goodgame: A bill for an act entitled: "An act to amend Chapter 133, of the Session Laws of the State of Montana for 1949, relating to jury lists to provide that such list shall be drawn on the last Monday in July and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 293, introduced by Cook and MacDonald: A bill for an act entitled: "An act to amend Section 92-1001 of the Revised Codes of Montana, 1947, by providing the minimum capital structure of insurance companies insuring employers' liability under Compensation Plan No. 2, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Banking and Insurance.

House Bill No. 294, introduced by Rostad: A bill for an act entitled: "An act to amend Section 32-1608 of the Revised Codes of Montana, 1947, relating to contracts by the State Highway Commission for work on highways; providing for letting of contracts; providing competitive bidding upon notice and form of contracts to be prescribed by said commission; the work to be included therein; authorizing such work to be done by force action;



authorizing the use of convict labor; requiring bond by contractors for fair performance of such contracts; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 295, introduced by Crist, by request: A bill for an act entitled: "An act to provide for the qualifications, examination, and licensing of life insurance agents; to make unlawful the selling of life insurance by unauthorized persons and provide penalties therefore; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Banking and Insurance.

House Bill No. 296, introduced by Norby, Schiltz and Blewett: A bill for an act entitled: "An act to amend Section 25-236 of the Revised Codes of Montana, 1947, relating to the fees of coroners and 16-3408 of the Revised Codes of Montana of 1947, relating to stenographers of coroners for counties having a population by the latest Federal census enumeration of 45,000 or more, to provide that in counties having a population of 45,000 or more by such Federal census enumeration, the coroner shall receive a salary of not to exceed four thousand dollars (\$4,000) per annum together with mileage, in lieu of all fees; providing that in such counties the salaries of coroners and their stenographers shall be fixed by the county commissioners." Referred to Committee on Townships and Counties.

House Bill No. 297, introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26-128 of the Revised Codes of Montana of 1947 relating to the posting and publication of orders, rules and regulations of the State Fish and Game Commission, making the printed publication thereof prima facie evidence of the passage thereof, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 298, introduced by Smith: A bill for an act entitled: "An act to provide for the issue and sale by the State Board of Examiners of bonds for the purpose of erecting and furnishing a State Laboratory building as an adjunct to the State Capitol building as an addition to bonds already authorized to be issued and sold for the same purpose; designating the funds from which said bonds shall be paid; providing for a State Laboratory building interest and sinking fund; enumerating the powers and duties of the State Board of Examiners in carrying out the provisions of this act." Referred to Committee on Appropriations.

House Bill No. 299, introduced by Ways and Means Committee: A bill for an act entitled: "An act to subject to assessment and taxation interests in real and/or personal property of the United States held by taxable ownerships; declaring liens and providing for the collection of such taxes." Referred to Committee on Ways and Means.

House Bill No. 300, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act providing authority for collection of certain taxes due the State of Montana by action in courts of other states, and extending comity to other states." Referred to Committee on Ways and Means.

House Bill No. 301, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to the payment of taxes due from decedents and estates." Referred to Committee on Ways and Means.

House Bill No. 302, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to the collection of income tax in default or jeopardy by withholding." Referred to Committee on Ways and Means.

House Bill No. 303, introduced by Committee on Ways and Means, by

request: A bill for an act entitled: "An act requiring all state income taxpayers to report all changes in Federal income tax returns, notice of execution of Federal income tax waiver, extending time during which the State Board of Equalization may determine tax, prescribing penalty for violation of this act and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 304, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to collection of income taxes in jeopardy; providing for termination of taxable period; prescribing collection procedure and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 305, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-1502 (5), of the Revised Codes of Montana, 1947, relating to corporation license tax, clarifying the allowed deduction of Federal income tax." Referred to Committee on Ways and Means.

House Bill No. 306, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-1508 of the Revised Codes of Montana, 1947, relating to corporation license tax, establishing a duty to report changes in Federal net income, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 307, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4904, of the Revised Codes of Montana, 1947, relating to income tax as a personal debt due State; creating and establishing a lien on property transferred, and providing for collection of the tax." Referred to Committee on Ways and Means.

House Bill No. 308, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4909 of the Revised Codes of Montana, 1947, relating to non-deductible items in computing net income." Referred to Committee on Ways and Means.

House Bill No. 309, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4919, of the Revised Codes of Montana, 1947, relating to time for filing original and amended returns—affidavit—forms." Referred to Committee on Ways and Means.

House Bill No. 310, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act relating to limiting the time for revision of returns—examination of records and witnesses, and repealing Section 84-4920, of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 311, introduced by Committee on Ways and Means, by request: A bill for an act entitled: "An act to amend Section 84-4931, Revised Codes of Montana, 1947, relating to information pertaining to income tax returns, making it unlawful to divulge information except as provided by law." Referred to Committee on Ways and Means.

House Bill No. 312, introduced by Wiedman, by request: A bill for an act entitled: "An act to provide for amendment of probate proceedings to correct misnomers, misdescriptions of property, clerical, typographical, arithmetical and similar errors." Referred to Committee on Judiciary.

House Bill No. 313, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-1401 of the Revised Codes of Montana, 1947, relating to order of persons entitled to administer estates, and fixing time for application." Referred to Committee on Judiciary.

House Bill No. 314, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4405 of the Revised Codes of Montana, 1947, relating to joint estates, government bonds, tenants by the entirety, joint bank accounts, and similarly held property; and repealing all acts or parts of acts in conflict herewith; but providing that this act shall not repeal or modify the provisions of Section 91-4402 of the Revised Codes of Montana, 1947." Referred to Committee on Judiciary.

House Bill No. 315, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4406 of the Revised Codes of Montana, 1947, relating to exemption of insurance from inheritance tax." Referred to Committee on Judiciary.

House Bill No. 316, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4407 of the Revised Codes of Montana, 1947, relating to deductions for inheritance tax purposes." Referred to Committee on Judiciary.

House Bill No. 317, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4411 of the Revised Codes of Montana, 1947, by amending subsection (f) thereof, relating to filing copies of Federal estate tax returns, copies of audits, determination of state estate tax, additional inheritance tax in connection therewith, right of hearing and appeal." Referred to Committee on Judiciary.

House Bill No. 318, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4421 of the Revised Codes of Montana, 1947, relating to transfers of property of non-resident decedents located partly within and partly without the State of Montana." Referred to Committee on Judiciary.

House Bill No. 319, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4425 of the Revised Codes of Montana, 1947, relating to inheritance tax of non-residents and issuing consents to transfer property by requiring the payment of a two dollar (\$2.00) fee for each consent." Referred to Committee on Judiciary.

House Bill No. 320, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4430 of the Revised Codes of Montana, 1947, as amended by Chapter 80 of the Thirty-first Legislative Assembly of Montana, 1949, relating to notices and copies on matters pertaining to inheritance tax determination." Referred to Committee on Judiciary.

House Bill No. 321, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4449 of the Revised Codes of Montana, 1947, relating to duties of clerks of district courts." Referred to Committee on Judiciary.

House Bill No. 322, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-2201 of the Revised Codes of Montana, 1947, relating to inventory and appraisement of decedents' estates." Referred to Committee on Judiciary.

House Bill No. 323, introduced by Wiedman, by request: A bill for an act entitled: "An act to amend Section 91-4439 of the Revised Codes of Montana, 1947, relating to re-appraisement and re-determination of inheritance tax, limiting time therefor, and providing penalty for fraud." Referred to Committee on Judiciary.

House Bill No. 324, introduced by Pierce, Lien, McBride, Sagunsky and Higgins: A bill for an act entitled: "An act to amend Sections 8-117 and 8-128, Revised Codes of Montana, 1947, relating to licensing of motor carriers, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 325, introduced by Lien, McBride, Sagunsky and Higgins: A bill for an act entitled: "An act to amend Sections 84-2202, 84-2203 and 84-2207, Revised Codes of Montana, 1947, relating to the license tax levied on producers of petroleum or other mineral or crude oil, the payment and collection thereof, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 326, introduced by Graybill: A bill for an act entitled: "An act to amend Section 91-4423 of the Revised Codes of Montana, 1947, relating to jurisdiction of district court and authority of the State Board of Equalization with reference to small estates on determination of inheritance taxes." Referred to Committee on Judiciary.

House Joint Resolution No. 5, introduced by Haines (Missoula), Reed, Karlberg, Page (Missoula), Haines (Flathead), Sykes, Beck and Graybill: A Joint Resolution recognizing and adopting the song, "I'll Take Montana", inclusive of lyrics and music, as the new official State Song of Montana and providing for its orchestration, band and choral arrangements by the Greater University of the State of Montana. Referred to Committee on Education.

House Joint Resolution No. 6, introduced by McElwain and Loble: A Joint Resolution to the Governor of the State of Montana requesting the appointment of a commission to negotiate the Columbia River Compact. Referred to Committee on Public Utilities and State Commissions.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 47 being before the assembly for Third Reading a call of the House was requested, whereupon the doors were closed and a call of the House was had. On motion of McElwain, duly seconded and carried, the call of the House was dispensed with whereupon the House proceeded to vote on House Bill No. 47 with the following results:

Ayes: Anders, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Higgins, Leuthold, Lien, Loughran, Mackay, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Schiltz, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 57.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Beck, Blikken, Clark, Cook, Emmons, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Loble, Lockridge, MacDonald, Magnuson, McBride, McElwain, Nixon, O'Connor, Parker, Rieder, Tripp, Trout, Valach, Westlake, Wilson (Judith Basin), Working. Total 31.

Absent and not voting: Aronow. Total 1.

Excused: Taylor. Total 1.

Pairs were recorded as follows: Sales voting Aye and Jensen voting No; Higgins voting Aye and Magnuson voting No.

A two-thirds vote being required to pass House Bill No. 47, the same was rejected by the House.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House



resolve itself into a Committee of the Whole for consideration of General Orders.

Haines of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 123 do pass.

That House Bill No. 129 do pass.

That House Bill No. 148 do pass.

That Senate Bill No. 16 be concurred in.

That consideration of Senate Bill No. 19 be passed for the day.

HAINES (Flathead), Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 123, 129 and 148.

OMHOLT, Chairman.

Report adopted.

#### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Pierce and Beck: A bill for an act entitled: "An act to provide for the imposition and collection of tax on gasoline and diesel fuel in supply tanks with an aggregate capacity of more than twenty gallon in motor vehicles entering the State of Montana."

By Loble and McElwain: A bill for an act entitled: "An act designating the Commissioner of Agriculture the State Official of the State of Montana to make application for the return of the assets of the Montana Rural Rehabilitation Corporation held by the United States; authorizing and directing the Commissioner of Agriculture of the State of Montana to enter into agreements with the Secretary of Agriculture of the United States authorizing the said Secretary of Agriculture to use in the State of Montana all or any portion of said assets or other funds for certain purposes of the Bankhead-Jones Farm Tenant Act; authorizing and empowering the Commissioner of Agriculture of the State of Montana to administer these assets of the Montana Rural Rehabilitation Corporation pursuant and subject to this act and to the provisions of Public Law 499, 81st Congress of the United States approved May 3, 1950; enumerating certain powers of the Commissioner of Agriculture of the State of Montana to carry out the provisions of this act; providing that funds not authorized to be administered by the Secretary of Agriculture of the United States be deposited with the State Treasurer of Montana in a special fund; providing for the State Treasurer and State Auditor to open and maintain special accounts for said special fund; providing that the United States and the Secretary of Agriculture of the United States shall be free from liability by virtue of transfer of all assets of the Montana



Rural Rehabilitation Corporation to the Commissioner of Agriculture of the State of Montana; authorizing the delegation of certain powers to the Secretary of Agriculture of the United States when said secretary is administering all or any portion of said assets or other funds. Repealing Chapter 141 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, and repealing all other acts, or parts of acts in conflict herewith; and providing for the effective date of the act."

By Brownfield, Scofield, Esp, Lockridge, Rieder and Fulton: A bill for an act entitled: "An act to amend Section 46-513 of the Revised Codes of Montana of 1947, relating to penalties for violations of the butchers' and meat peddlers' license act by increasing the penalties provided for such violations."

By Holtz, Rieder, Parker, and Harpster: A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana, an amendment to the Constitution of the State of Montana, relating to the duty of the legislative assembly to provide by taxation sufficient means to maintain a public free common school in each district in the state by providing a method to support the foundation education program."

By Lien, Michels, Barnard, Cook, Omholt, Graybill and Page (Missoula): A bill for an act entitled: "An act providing for the classification of lands, and the appraisal of city and town lots and rural and urban improvements in the State of Montana for assessment and taxation purposes: defining the duties of the boards of county commissioners, county assessors, and State Board of Equalization in connection therewith: providing for a tax levy: and repealing Sections 84-430 to 84-437, inclusive, Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith."

By O'Connor: A bill for an act entitled: "An act to repeal Section 14-529 of the Revised Codes of Montana of 1947, relating to the exemption of cooperatives and foreign corporations transacting business in the State of Montana under the Rural Electric Cooperative Act from the jurisdiction of the Public Service Commission of the State of Montana."

By Aronow, Scofield and Crist: A bill for an act entitled: "An act to permit the publication of all statutory legal notices by radio broadcast."

By Page (Missoula), Haines (Missoula), Reed and Karlberg: A bill for an act providing: "An act providing minimum safety and health requirements in auto repair and internal combustion engine adjusting plants and in fixed finishing shops, providing for regulations where no mechanical system of ventilation is in operation, providing for the health and safety in automobile repair and automobile paint shops."

By Haines (Missoula), Hauge and Page (Missoula): A bill for an act entitled: "An act to amend Section 41-1113 (3073.1) of the Revised Codes of Montana of 1947 relating to hours of labor in retail stores, providing when the act shall take effect and repealing all acts and parts of acts in conflict herewith."

By Skibby and Rostad: A bill for an act entitled: "An act to amend Section 34-301 of the Revised Codes of Montana, 1947, relating to classification of property for taxation."

By Rostad and Andersen (Richland): A bill for an act entitled: "An act to amend Section 75-2006, and 75-2008 of the Revised Codes of Montana, 1947, relating to the State Correspondence School and appropriations for the same, to provide for additional persons eligible for the same and to provide for a change in fees and appropriations."

By Sagunsky, Sales and Haines (Flathead): A bill for an act entitled: "An act to provide for a tax on trucks, trailers, semi-trailers and busses operating over and upon the highways of the State of Montana and a tax on new passenger motor vehicles on which no property tax has been paid and

for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such tax and the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the State Highway Fund in the State Treasury, providing for blanks to be provided to the county treasurers by the State Highway Department; providing for reciprocity as provided in Section 53-129 Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within the limits of incorporated towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for the enforcement of this act and the penalties for violation thereof; providing for the effective date of the act."

By Sagunsky, Haines (Flathead) and Sales: A bill for an act entitled: "An act to amend Section 53-122 Revised Codes of Montana, 1947, relating to registration fees of motor vehicles—fees—disposal of proceeds—fee for half year—dealers registration and transfer thereof—public owned vehicles exempt from license or registration fees—providing for transfer of funds from the motor vehicle fund of the Registrar of Motor Vehicles to the Motor Vehicle Recording Fund—providing for deposit of all fees, other than license fees, except dealer license fees, collected by the Registrar of Motor Vehicles in said Motor Vehicle Recording Fund for the payment of expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles: and repealing all acts and parts of acts in conflict herewith."

By McElwain: A bill for an act entitled: "An act to amend Section 5, of Chapter 84, Laws of the Twenty-fifth Legislative Assembly of the State of Montana, 1937, as amended by Chapter 221, of the Session Laws of the Twenty-sixth Legislative Assembly of the State of Montana, 1939, as amended by Chapter 163, Laws of the Twenty-seventh Legislative Assembly of the State of Montana, 1941, relating to regulating, licensing and sale of liquor at retail in the State of Montana, providing for notice before the issuance of a license to city clerk and board of county commissioners."

By Clark, Sykes, Hawks, Purdy and Peters: A bill for an act entitled: "An act to amend Section 92-715, Revised Codes of Montana, 1947, by providing that monthly payments may be converted into a lump sum payment, which lump sum payment shall not exceed the estimated value of the present worth of the deferred payments capitalized at the rate of two per centum (2%) per annum."

By Smith and McElwain: "A Joint Memorial of the House of Representatives and the Senate of the State of Montana, to the Congress of the United States, to the Honorable United States Senators Zales N. Ecton and James E. Murray, and to the Honorable Representatives in Congress, Wesley A. D'Ewart and Mike Mansfield, relating to suspension of annual representation work on unpatented mining claims for holders of such claims who have been or may be called into military service."

By Sales and Scofield: A bill for an act entitled: "An act relating to architects' plans and specifications; providing that such plans and specifications as prepared be complete and specific in detail; repealing all acts and parts of acts in conflict herewith."

By Schiltz and Aronow: A bill for an act entitled: "An act to validate and confirm sales or dispositions heretofore made or attempted to be made by any county of any property in which such county had or claimed any right, title or interest, and all instruments of transfer or conveyance heretofore made or executed by any county, and to declare that all such sales, disposition and instruments have vested in the grantee or purchaser, as of the date thereof, all right, title and interest of the county in and to the property described or covered."

By Corcoran and Hawks: A bill for an act entitled: "An act to amend Section 75-4101 of the Revised Codes of Montana, 1947, relating to the definition of high schools to provide for junior, senior and six-year high schools and for additional rules and regulations for their administration to be adopted by the State Board of Education; providing for the repeal of Section 75-4102."

By Loble: A bill for an act entitled: "An act amending Section 82-1135 Revised Codes of Montana, 1947 relating to contracts made by or on behalf of the State of Montana providing that the State of Montana may make provision for rising costs in any contract and providing for an escalator clause in such contracts."

By Loble: A bill for an act entitled: "An act to amend Section 3-301 (3592.1) Revised Codes of Montana, 1947, under Chapter 3, Title 3, Revised Codes of Montana, 1947, relating to public warehousemen of agricultural seeds and to buyers of uncleaned agricultural seed, providing for citation of this act and defining certain terms therein; and to amend Section 3-302 (3592.2) Revised Codes of Montana, 1947, under said Chapter and Title relating to and presenting the licensing of the business of agricultural seed warehousemen and of buyers of uncleaned agricultural seed, and presenting license fee, and annual indemnity bond and additional bond, and prescribing licensing procedures, and exempting bona-fide growers of agricultural seeds from licensing; and to amend Section 3-306 (3592.6) Revised Codes of Montana, 1947, under said Chapter and Title, relating to the powers of the Commissioner of Agriculture of the State of Montana under this act, and investing such Commissioner with power to prescribe rules and regulations, to make inspections, to take samples of agricultural seeds, to require reports from licensees and to prescribe forms therefor, including forms of warehouse receipts, in aid of the administration of this act and, its application and enforcement, and repealing all acts and parts of acts in conflict herewith."

By Loble, by request: A bill for an act entitled: "An act to appropriate money for the Department of Agriculture of the State of Montana, for the administration and enforcement of the laws relating to agricultural seeds and the certification and labeling thereof, and for the protection of the lands within the State of Montana from invasion by noxious weeds and the spread and distribution thereof, under the authority of Chapter 8, Title 3 Sections 3-801 through 3-808, inclusive, Revised Codes of Montana, 1947, as amended and supplemented, and for the administration and enforcement of the laws relating to seed warehousemen and buyers, brokers and commissionmen engaged in the merchandising of uncleaned agricultural seed in Montana, and the licensing thereof, under the authority of Chapter 3, Title 3, Sections 3-301 through 3-309, inclusive, Revised Codes of Montana, 1947, as amended and supplemented, and for related purposes and providing that the appropriation herein shall be deemed and held valid notwithstanding the provisions of the budget act."

By Working and Andersen (Richland): A bill for an act entitled: "An act making appropriations for the State Public School General Fund and providing for the manner of distribution thereof for the period beginning July 1, 1951 and ending June 30, 1952."

By MacDonald, Brenner, Barnard, Working and Haines (Missoula): A bill for an act entitled: "An act to amend Section 12-317 of the Revised Codes of Montana of 1947, relating to distribution of Codes."

By Tripp, by request: A bill for an act entitled: "An act to amend Sections 23-914 and 23-1712, Revised Codes of Montana, 1947, by providing at discretion of county commissioners for inspection of ballots in precincts with more than 100 registered voters at a date not less than three months after an election."

By Hauge, Iten, Haines (Flathead), Atkinson and Page (Missoula):

"A Memorial to the Congress of the United States of America, to the Honorable Zales N. Ecton and James E. Murray, United States Senators, and to the Honorable Wesley A. D'Ewart and Mike Mansfield, Representatives in Congress and to the Honorable Oscar L. Chapman, Secretary of the Interior, requesting that the 82nd Congress enact legislation appropriating money to the Department of the Interior for the study and control of noxious weeds on lands under the jurisdiction of the United States."

By Lien and Atkinson: A bill for an act entitled: "An act to amend Section 75-1303 of the Revised Codes of Montana, 1947, relating to the official staff of the Superintendent of Public Instruction by providing for the appointment, qualification and compensation of certain supervisors, professional and clerical help; by providing for establishment of a division of school budget statisticians; providing the membership and duties thereof, and making an appropriation for compensation therefor; repealing all acts in conflict."

By Rieder, Ammerman and Sykes: A bill for an act entitled: "An act to amend Section 31-106 of the Revised Codes of Montana, 1947, relating to the equipment of patrolmen; providing for additional issue of uniform, and repealing all acts and parts of acts in conflict herewith."

By Rieder, Reed and Working: A bill for an act entitled: "An act to amend Section 17, Chapter 199, Session Laws of 1949, Section 75-1816, 75-1817, 75-4534, 75-4535 of the Revised Codes of Montana, 1947, relating to the distribution of money available to districts, the formula for apportionment of county funds, and procedures on budgeting and levying for joint school districts, to provide for the use of cash balances, to provide for budgets and levies in joint school districts."

By Van Dyke and Ammerman: A bill for an act entitled: "An act to appropriate the sum of two hundred twenty-five and 32/100 dollars (\$225.32) for the purpose of payment and satisfaction of judgment heretofore rendered against the treasury of the State of Montana in the district court of Lewis and Clark county."

By Hanford and O'Connor: A bill for an act entitled: "An act providing that no contract of employment relating to the planning or construction of public buildings, works or improvements of the State of Montana shall be entered into with any architect not holding a certificate to practice architecture in this state; providing a maximum rate of compensation for architects for all services relating to the planning or construction of public buildings, works or improvements of the State of Montana; and prohibiting the sub-letting by architects of any mechanical, electrical or structural engineering work relating to such public buildings, works or improvements to persons or firms outside the State of Montana without the written consent of the State Board of Examiners; and repealing all acts and parts of acts in conflict herewith."

By Pierce: A bill for an act entitled: "An act to amend Section 53-106, Revised Codes of Montana, 1947, relating to number plates."

By Clark, Valach, O'Connor, Graybill and McElwain: A bill for an act entitled: "An act to amend Section 11-2803, Revised Codes of Montana of 1947, relating to the vacation of plats in abandoned townsites by providing for the county commissioners to vacate certain county owned lands, and repealing all acts or parts of acts in conflict herewith."

By Sykes, Purdy and Magnuson: A bill for an act entitled: "An act providing a penalty for any person over the age of eighteen years and under the age of twenty-one years to loiter, frequent, visit, stop, or be present in any establishment engaged in the business of selling intoxicating liquors or beer to be consumed on the premises."

By Lien, Michels, Harpster, Rostad, Andersen (Richland), Omholt,



Sykes, Beck, McBride, Emmons, Parker: A bill for an act entitled: "An act classifying, governing and regulating the operations of motor vehicles by carriers and the users thereof in transporting passengers and property over the public highways in the state; imposing fees, taxes and charges for the privilege of using the highways of the State of Montana for the purpose of conducting the business of transporting passengers and property thereon for hire, and providing penalties for the violation thereof, and repealing Sections 8-127 and 8-128 of the Revised Codes of Montana of 1947."

By McElwain: A bill for an act entitled: "An act to provide for the imposition of compensatory fees for the commercial use of public highways and fixing the amount and time of payment of such fees; providing for the collection thereof by the State Highway Commission and authorizing said commission to make rules and regulations to insure collection; providing for the payment of interest on delinquent fees and making such delinquent fees a lien on all motor vehicles owned by the person delinquent in payment; providing for monthly reports of motor carriers, and for audits of motor carrier records; providing exemptions from the application of this act; and repealing all acts and parts of acts in conflict herewith."

By Trout, Harpster, Van Dyke and Jensen: A bill for an act entitled: "An act to Amend Section 31-135 of the Revised Codes of Montana, 1947, relating to licenses issued to operators and chauffeurs; providing drivers license permits be issued to persons in active service of the armed forces of the United States of America, while on furlough or leave in Montana, without examination and cost; providing for authorizing the Supervisor of the Montana Highway Patrol to appoint patrolmen and sheriffs deputies to issue license permits; and repealing laws or parts of acts in conflict therewith."

By Cook, Emmons and Tripp: A bill for an act entitled: "An act to amend Section 69-202 of the Revised Codes of Montana, 1947, relating to the powers of the division of industrial hygiene of the State Board of Health and providing that in addition to present powers, the State Board of Health may make investigations including examination by physicians and holding of hearings when it appears that conditions exist which might produce occupational disease; providing for initiation of such investigations by petition of employee or employer and making it mandatory upon the Board of Health to make findings available to employer or employee and requiring the State Board of Health to establish reasonable minimum standards of healthful working conditions and furnishing rules and regulations to employees and employers."

By Tripp and Holtz: A bill for an act entitled: "An act to amend Sections 94-2401 and 94-2402, Revised Codes of Montana, 1947, to eliminate provisions for licensing punchboards, and providing for a referendum on this act; and repealing all acts and parts of acts in conflict herewith."

By Cook and Tripp: A bill for an act entitled: "An act to amend Sections 4-351, 4-354, 4-355 and 4-356, Revised Codes of Montana, relating to local option elections under the Montana Beer Act and providing when and for what area such elections may be held; and repealing all acts and parts of acts in conflict herewith."

By Tripp and Cook: A bill for an act entitled: "An act to guarantee the full and equal enjoyment of all places of public accommodation and amusement; and providing penalties for violation of this act; and repealing all acts and parts of acts in conflict herewith."

By Trout, Hess, Rieder and Harpster: A bill for an act entitled: "An act prohibiting railroad companies from operating within the State of Montana, any locomotive or motor propelled vehicle over its lines by any form of energy which cannot be removed manually from the track, without having a qualified conductor pilot in charge; providing a penalty and repealing all acts in conflict."



By Brenner and Dwyer: A bill for an act entitled: "An act to amend Section 59-901 of the Revised Codes of Montana, 1947, relating to 'number, compensation and tenure of employees of civil executive state offices fixed by board of examiners' by excluding therefrom salaries fixed by law, and repealing all acts and parts of acts in conflict herewith."

By Esp, Scofield, Atkinson, Brownfield, Brenner, Skibby, Watkins and Phillips: A bill for an act entitled: "An act providing for the registration of certain societies, corporations, associations, political parties, assemblies, and other bodies and organizations; defining 'subversive organizations', and requiring such organizations to file reports, documents and information with the Secretary of State, and providing for the making of rules and regulations by the Secretary of State; prohibiting the sending and delivery to non-members of letters, leaflets, and other written or printed matter, unless the same bears the name of such organization and the names and addresses of its officers; and providing penalties for violations of this act."

By Skibby: "A Joint Resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana requesting the Congress of the United States to enact legislation which will restore to the coastal states of the United States the three-mile belt of land beneath the navigable waters adjacent to said states for the purpose of preserving for said coastal states their oil rights in and to said land."

By McBride, Loughran, Norby, Sykes and Smith: A bill for an act entitled: "An act to amend Section 25-401, Revised Codes of Montana, 1947, relating to jurors' fees to provide that grand and trial jurors shall receive ten (\$10.00) dollars per day; and repealing all acts or parts of acts in conflict herewith."

By Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the payment of mileage and per diem to the members of the Thirty-second Legislative Assembly and for the payment of per diem to the officers and attaches and for incidental expenses of the Thirty-second Legislative Assembly of the State of Montana."

By Tripp and Graybill: A bill for an act entitled: "An act to amend Section 16-1002 Revised Codes of Montana of 1947, relating to powers of county commissioners to authorize parking regulations in unincorporated towns and villages."

By Peters and Schiltz: A bill for an act entitled: "An act to amend Section 1 of Chapter 177 of the Laws of 1949 relating to salaries of county officers by including in the schedule counties of larger populations and greater taxable values than heretofore provided for."

By Aronow, Schiltz and Emmons: A bill for an act entitled: "An act to amend Section 93-9902, Revised Codes of Montana 1947, providing for the exercise of the right of eminent domain for the acquisition of underground storage reservoirs by natural gas public utility companies engaged in the transportation and distribution of natural gas, and repealing all acts and parts of acts in conflict herewith."

By Blikken, Holtz, Tripp, Michels, Barnard and Clark: A bill for an act entitled: "An act to amend Section 84-1501 Revised Codes of Montana, 1947 and Section 84-1502 Revised Codes of Montana, 1947, relating to corporation license tax and defining what organizations are exempt therefrom, and relating to deductions in computing income."

By Holtz, Cook, Wilson (Judith Basin), Barrett, Karlberg, Hess, Barnard, Jensen, Beck and Clark: A bill for an act entitled: "An act to amend Section 84-4902 of the Revised Codes of Montana, 1947, relating to rates of income tax, to provide for increases in said rates and repealing all acts or parts of acts in conflict herewith."

By Phillips and Sales: A bill for an act entitled: "An act providing that any elective or appointive officer of or for the State of Montana, or any district or county thereof who becomes a candidate for any elective office except as a bona fide candidate for reelection to any office then occupied by such person, shall at or before filing for said elective office as required by law, resign the office, appointment or position then held; and providing that the office, appointment, position or any position of any person failing so to resign shall become vacant, and giving directions with reference to the filling of such vacancies, and providing exceptions hereto, and providing a severance clause, and for the repeal of any and all acts, statutes or code provisions inconsistent herewith."

By Nixon, Blikken, Barnard, Harpster and Michels: A bill for an act entitled: "An act to regulate the caravaning of motor vehicles upon the public highways of the State of Montana; defining the term "caravaning": providing for the granting of certificates for motor vehicles in caravans and fixing the fee thereof: defining the duties of the Board of Railroad Commissioners of the State of Montana in regard thereto: providing for the filing of verified statements with the Board of Railroad Commissioners by every holder of a certificate or certificates issued under the provisions of this act: providing for the disposition and disbursement of the fees collected under this act and penalties for violation of this act."

By Hauge, by request: A bill for an act entitled: "An act to amend Chapter 44, Title 94, Revised Codes of Montana, 1947, relating to sedition, criminal syndicalism, and related offenses, by adding a new section, to be known as Section 94-4401 (1), defining the terms, 'war' and 'time of war'."

By Haines (Flathead), Sykes, Prill and Hauge: A bill for an act entitled: "An act designating a State Pollution Control Agency, creating a State Pollution Control Council and defining the organization, powers and duties of such council, and appropriating two thousand dollars (\$2,000.00) for travel and per diem expenses of members of such council."

By Lien, by request: A bill for an act entitled: "An act to amend Section 4-333 of the Revised Codes of Montana, 1947, relating to licenses for the sale of beer and deleting from said act the right to issue licenses for the sale of beer for off premises consumption and deleting from said act the right to sell beer for off premises consumption by said special licensees: repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect."

By Clark, Scofield, Brenner, Barnard and Esp: A bill for an act entitled: "An act to amend Section 46-801, Revised Codes of Montana of 1947, relating to the inspection of livestock before removal from any county in the state; providing for cargo insurance relating to the removal of livestock by motor carriers from any county in the state, and repealing all acts or parts of acts in conflict herewith."

By Lien, MacDonald and Page (Missoula): A bill for an act entitled: "An act to amend Section 23-1805 Revised Codes of Montana, 1947, relating to official results of elections, and providing that the county clerk publish the official results in some newspaper of general circulation within the county at least ten days after the official canvas has been completed."

By Hawks, by request: A bill for an act entitled: "An act relating to the salaries of county attorneys; providing a method and procedure for fixing and determining such salaries; requiring boards of county commissioners to fix such salaries in accordance with such method and procedure; and repealing Section 3 of Chapter 177, Laws of 1949, and all other acts and parts of acts in conflict herewith."

By Crist, by request: A bill for an act entitled: "An act to amend Chapter 23 of Title 40, Revised Codes of Montana of 1947, relating to title insurance and title insurance companies, by repealing Sections 40-2302, 40-

2303, 40-2304, 40-2305, 40-2306, 40-2307 and 40-2309, substituting new sections in lieu thereof, and adding new sections; fixing qualifications for title insurance companies in Montana, and excepting abstract companies; requiring deposit of guaranty fund and prescribing regulation thereof, requiring establishment and maintenance of reserve fund; providing for certificate of authority, examinations of companies, and approval of title policy forms, by state insurance commissioner; requiring countersignature of title policies; providing for annual fee, and annual statements by companies; providing for compliance, imposing penalties."

By Rostad: A bill for an act entitled: "An act to amend Section 84-1501 (2296) of the Revised Codes of Montana of 1947, and to amend Section 84-1502 (2297) of the Revised Codes of Montana of 1947; all relating to corporation license tax, the deductions allowed in computing income, and repealing acts and parts of acts in conflict herewith."

By Tripp, Graybill and Norby: A bill for an act entitled: "An act to amend Section 71-222, Revised Codes of Montana, 1947, by repealing the provisions for per capita tax of two (2) dollars for the county poor fund; and repealing all acts and parts of acts in conflict herewith."

By Tripp: A bill for an act entitled: "An act to amend Sections 4-431, 4-435, and 4-437, relating to local option elections on the sale of liquor at retail and providing when and for what area such elections may be held; and repealing all acts and parts of acts in conflict herewith."

By Page (Missoula), Lien, Haines (Missoula), Reed, Scofield, Esp, Atkinson, Barrett, McBride, Karlberg, Dwyer and McCarthy: "A Memorial to the President and the Congress of the United States, and to General George C. Marshall, Secretary, Department of Defense, Major General Lewis B. Hershey, Director, Selective Service, urging the Congress of the United States to enact proper legislation to amend the present Selective Service Act for the deferment of married men with children into the armed forces, until all single and non fathers in every state have been called first."

By Page (Missoula), Sales, Dokken, Purdy, Haines (Missoula), Reed, Crist, Prill, Karlberg, Brenner, Dwyer, McCarthy, Hess and Westlake: A bill for an act entitled: "An act to amend Sections 75-201, 75-203, 75-205 and 75-206 of the Revised Codes of Montana, 1947, relating to the erection, control, management and operation of residence halls at state educational institutions comprising the six units of the University of Montana, by providing the State Board of Education may erect, equip, improve, control, manage and operate other facilities and field houses in addition to residence halls at said institutions, defining 'facilities', authorizing the financing thereof by the State Board of Education out of income, providing when the act shall take effect and repealing all acts and parts of acts in conflict herewith."

By Schiltz, Smith and Magnuson: A bill for an act entitled: "An act to amend Section 84-4176, Revised Codes of Montana, 1947, relating to refund of taxes, percentum and costs paid more than once or erroneously or illegally collected, by providing for refund of taxes, percentum and costs mistakenly computed on government bonus or subsidy; repealing all acts in conflict."

By Magnuson, Graybill and Sykes: A bill for an act entitled: "An act to amend Section 94-301, Revised Codes of Montana, 1947, relating to abandonment or failure to support wife and children; providing the penalty therefor, and repealing Section 94-304, Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith."

By Magnuson, Graybill and Sykes: A bill for an act entitled: "An act to establish a uniform reciprocal enforcement of support; providing definitions; providing additional remedies; providing for criminal enforcement

in district court; providing duties in district court to respond to judgments in support actions brought in the states with reciprocal laws."

By McElwain, Corcoran, Brenner, Bradley, and Van Dyke: A bill for an act entitled: "An act relating to game animals; empowering the State Fish and Game Commission to issue special permits for the killing or taking of certain game animals when such animals are increasing in number and damaging property; defining the terms used in this act and repealing Sections 26-601, 26-602, 26-603, 26-604 and 26-605, of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith."

By Clark, Barnard, Brenner, Scofield, and Esp: A bill for an act entitled: "An act to add a section to Chapter 1 of Title 8 of the Revised Codes of Montana of 1947, to be designated Section 8-131, providing for the granting of authority to persons engaged in the transportation of livestock 'for hire' on the date of passage of this act; and repealing all acts or parts of acts in conflict herewith."

By Sykes, Haines (Flathead) and Loble: A bill for an act entitled: "An act to appropriate money from the General Fund to design, engineer, construct, erect, furnish and operate a one-story building to be used as an adjunct to the Montana Soldiers Home; authorizing the State Board of Examiners to employ architects to design said building, and authorizing the Board of Examiners to advertise and call for bids for the construction of said building; authorizing the Board of Examiners to purchase out of any remaining monies, furnishings for said building and the employment of help to operate and maintain the same; providing for effective date of act and repealing all acts and parts of acts in conflict herewith."

By Anderson (Cascade), Esp, Magnuson, Page (Granite): A bill for an act entitled: "An act permitting the broadcast and reporting of all public school activities by radio broadcasting and television stations licensed by the Federal Communications Commission."

By Tripp, by request: A bill for an act entitled: "An act prescribing days and hours of labor for persons employed on the construction and maintenance of gas, water, oil and other pipe lines, providing penalties for the violation thereof and repealing all acts and parts of acts in conflict herewith."

By Tripp and Cook: A bill for an act entitled: "An act to provide for revocation of retail liquor, club, and beer licenses if illegal gambling devices are used or kept on the premises; providing for special proceeding for revocation of such licenses; and repealing all acts and parts of acts in conflict herewith."

By Tripp: A bill for an act entitled: "An act to amend Section 92-706, Revised Codes of Montana, 1947, relating to medical and hospital services and such other treatment as approved by the board to be furnished and providing that in addition to medical and providing hospital benefits with a maximum of \$1,000 to be furnished in nine months time from the date of accident additional services may be furnished in certain cases, and the furnishing of a maximum of \$520 for use in the first eighteen months after the happening of injury for use in physical and vocational rehabilitation and physical therapy and attendance at a curative center, all to be in the discretion of the Industrial Accident Board."

By Smith: A bill for an act entitled: "An act providing for the licensing of public contractors, creating the public works license board, defining its powers, and providing for the compensation of its members; defining the term public contractor, and defining the term public works; fixing license fees for public contractors; providing for a public works license board fund; providing for appeals to the courts from acts of the Governor in removing a board member, and from decisions of the board;



and repealing Sections 84-3501 to 84-3512, both inclusive, of the Revised Codes of Montana of 1947."

By Graybill: A bill for an act entitled: "An act making it unlawful for any person to publish, print, mimeograph, type or otherwise produce any dodger, bill, handbill, pamphlet or other document designed to aid, injure or defeat any candidate or any political party or organization or measure before the people, unless it is stated therein the name of the chairman or secretary, or the names of the other officers of the political or other organization inserting the same, or the name of some voter who is responsible therefor with his residence and street address, if any, together with the name of the publisher, printer or other producer thereof with his residence and street address, if any, or his place of business, and providing that violation thereof shall constitute a misdemeanor, and repealing all acts and parts of acts in conflict herewith."

By Wiedman and Esp: A bill for an act entitled: "An act to amend Section 81-304 of the Revised Codes of Montana, 1947, providing for the exchange of lands by the State of Montana with the United States and with counties, validating prior action of the State Board of Land Commissioners, and repealing all acts and parts of acts in conflict herewith."

By Wiedman and Esp: A bill for an act entitled: "An act to amend Section 81-1401 of the Revised Codes of Montana of 1947, as amended by Chapter 145 of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to classification and reservation of state owned lands as state forests, by providing that any lands, interests in lands, buildings, or other property owned by the state within Glacier National Park, may be conveyed to the United States at an appraised value, without competition, in accordance with consent of the United States as expressed in Public Law 446, approved March 16, 1948; providing for the exchange of such lands and other property within Glacier National Park; providing for the method of appraisal; repealing all acts and parts of acts in conflict herewith."

By Blikken, Barrett, Michels, Trout, Ammerman, Barnard, Beck and Andersen (Richland): A bill for an act entitled: "An act to provide for a use tax on new motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such use tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the proceeds of said use tax to be deposited in the state highway general fund in the State Treasury; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith."

By Nixon, Blikken, Michels, Barnard, Beck, Barrett, Andersen (Richland) and McBride: A bill for an act entitled: "An act to provide for a use tax on trucks, trailers, and semi-trailers operating over and upon the highways of the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the State Treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129 of Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act and repealing all acts or parts of acts in conflict herewith."

By Foley: A bill for an act entitled: "An act repealing Sections



27-401 to 27-425 inclusive of the Revised Codes of Montana, 1947, relating to the Montana State Milk Control Board, providing when the act shall take effect."

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 168, respectfully report as follows: That House Bill No. 168 be amended in line 21, after the word "thereof" the following be added, "provided, however, that every lease, license or other contract, which may be made pursuant to this act and for the purpose of allowing a preference to a blind or disabled person shall prohibit the transfer by sublease, assignment or otherwise of the right acquired; and provided further, that nothing herein contained shall be construed as a denial of the right to renew existing contracts held by persons who are not entitled to preference under this act." And, as so amended do pass.

WILSON (Judith Basin),  
Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 246, respectfully report as follows: That House Bill No. 246 do pass.

WILSON (Judith Basin),  
Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 216, respectfully report as follows: That House Bill No. 216 do pass.

SCOFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 179, respectfully report as follows: That House Bill No. 179 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 182, respectfully report as follows: That House Bill No. 182 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 184, respectfully report as follows: That House Bill No. 184 be amended as follows: Amend Section 1, on page 2, line 5, of the original typewritten bill, by inserting after the word "who" the word "habitually", and that, as so amended, House Bill No. 184 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 196, respectfully report as follows: That House Bill No. 196 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under

consideration House Bill No. 198, respectfully report as follows: That House Bill No. 198 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration, House Joint Memorial No. 2, respectfully report as follows: That House Joint Memorial No. 2 be amended as follows: By inserting the words, "whether rural or urban" following the word, "homes" in line 29, page 1; By striking out the word, "with" in line 30, page 1, and inserting in said line 30, page 1, following the word, "duty" the words, "provided such loans were completed at least six (6) months prior to enlistment or induction and that"; By inserting the word, "shall" following the word, "government" in line 31, page 1, and by striking out the word "paying" in said line 31, page 1, and inserting in lieu thereof the word, "pay"; By inserting in line 1, page 2, following the word, "until" the words "a date ninety (90) days subsequent to"; and by inserting in said line 1, page 2, following the word, "discharge" the words "or release"; By inserting in line 2, page 2, following the word, "serviceman" the words "upon the expiration of ninety (90) days"; By inserting in line 3, page 2, following the word "duty" the words "or upon re-enlistment shall", and as so amended, recommend do pass.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 111, respectfully report as follows: That House Bill No. 111, do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Joint Memorial No. 4, respectfully report as follows: That House Joint Memorial No. 4 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 110, respectfully report as follows: That House Bill No. 110 do not pass.

WORKING, Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

February 2, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bill No. 31.

JOHN W. BONNER,  
Governor.

#### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 123 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: Freshman. Total 1.

Absent and not voting: Babich, Blikken, Dokken, Higgins, MacDonald, Phillips, Seifert, Taylor. Total 8.

Excused: None.

House Bill No. 129 was passed by the following vote:

Ayes: Aronow, Barrett, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Hanford, Harpster, Hawks, Leuthold, Lien, Mackay, McCarthy, McElwain, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Smith, Sykes, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 46.

Noes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Beck, Clark, Cook, Emmons, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Lockridge, Magnuson, McBride, Michels, Omholt, Reed, Rieder, Sales, Skibby, Tripp, Westlake, Wilson (Judith Basin). Total 32.

Absent and not voting: Babich, Blikken, Dokken, Loble, Loughran, MacDonald, Nixon, Phillips, Taylor, Valach. Total 10.

Excused: Higgins and Seifert. Total 2.

House Bill No. 148 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: Emmons, Haines (Missoula), and Omholt. Total 3.

Absent and not voting: Babich, Blikken, Dokken, Hawks, Higgins, Lien, Loble, Loughran, MacDonald, McBride, Nixon, Phillips, Sagunsky, Seifert, Taylor, Valach, Working. Total 17.

Excused: None.

Senate Bill No. 16 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Emmons, Esp,

Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Babich, Blikken, Dokken, Hawks, Higgins, Lien, Loble, Loughran, MacDonald, McBride, Norby, Phillips, Sagunsky, Seifert, Taylor, Watkins, Working. Total 17.

Excused: None.

### NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following:

By Tripp: A bill for an act entitled: "An act to add a new section to Chapter 16, Revised Codes of Montana, 1947, to be numbered Section 75-1602a providing for reenumeration of school trustees and repealing all acts and parts of acts in conflict herewith."

By Pierce: A bill for an act entitled: "An act to amend Section 84-1818 of the Revised Codes of Montana, 1947, as amended by Chapter 168 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to the refund of gasoline taxes; providing for a maximum refund of five cents per gallon on gasoline taxes; and providing that no refund may be claimed for taxes paid on gasoline used in operating any vehicle for which a certificate of registration has been issued by the Registrar of Motor Vehicles; repealing all acts and parts of acts in conflict herewith."

By Pierce: A bill for an act entitled: "An act to amend Section 53-129, Revised Codes of Montana, 1947, relating to foreign vehicles used in gainful occupation in the State of Montana and the power of the Registrar of Motor Vehicles to make reciprocal agreements to exempt such vehicles from registration and licensing in the State of Montana by providing that the Registrar of Motor Vehicles may enter into agreements to apportion the registration of fleets of two (2) or more commercial vehicles between Montana and the other states, the District of Columbia, territories, or counties into which such fleets enter; and further providing that such apportionment shall be based upon the percentage of miles such fleets operate in Montana as related to the total miles such fleets operate; repealing all acts and parts of acts in conflict; and providing for an effective date."

By Smith and Wiedman: A bill for an act entitled: "An act to amend Section 22-107 (5819), Revised Codes of Montana, 1947, relating to the right of a widow to renounce the benefit of a devise or bequest under the will of her husband, and to elect to take her dower in the lands, and, in addition, her statutory share in the personal estate; and to define such share; and to amend Section 22-108 (5820), Revised Codes of Montana, 1947, relating to such renunciation and prescribing the form thereof, and to render the provisions of said Section 22-108 (5820) consistent with the provisions of said Section 22-107 (5819) Revised Codes of Montana, 1947, and eliminate any ambiguity that may exist as respects said sections, and to repeal all acts and parts of acts in conflict herewith."

By Fulton, by request: A bill for an act entitled: "An act to amend Sections 4-303, 4-404 and 4-414 of the Revised Codes of Montana of 1947, relating to closing hours for licensed retail beer and liquor establishments

to permit remaining open until 4 o'clock A. M., providing for an additional license fee and repealing all acts or parts of acts in conflict herewith."

By Magnuson: A bill for an act entitled: "An act to amend Section 61-130 (5859), Revised Codes of Montana, 1947, as amended by Chapter 181, Laws of the Thirty-first Legislative Assembly, of the State of Montana, 1949, relating to the adoption of a child and requiring the consent of the parents of a legitimate child to any adoption, and defining, with certainty, the cases and the circumstances in which adoption may be had without such consent, and providing the judicial procedures for citing the natural parents into court upon petition for adoption, and the methods of service of citation on resident or non-resident parents, and defining terms used in the adoption statutes, all to the end of removing ambiguities and uncertainties from the said code and statutory provisions, and repealing all acts and parts of acts in conflict herewith."

By Holtz, Tripp and Emmons: A bill for an act entitled: "An act to amend Section 92-1005, Revised Codes of Montana, 1947, relating to policies made subject to the workmen's compensation act—form of insurance and providing that each insurer shall cooperate with the Bureau of Safety of the Industrial Accident Board and devote one per centum (1%) of its gross annual premiums collected in Montana to accident prevention work; and repealing all acts and parts of acts in conflict herewith."

It was moved by McElwain, duly seconded and carried, that the House adjourn until Sunday, February 4, 1951, at 1:00 P. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### THIRTY-FIFTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 4, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Barnard, Brenner, Higgins, Mackay, Reider, Seifert, Skibby and Taylor. Aronow was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-fourth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

### COMMUNICATIONS AND PETITIONS

#### STATE OF MONTANA

#### DEPARTMENT OF ATTORNEY GENERAL

ARNOLD H. OLSEN

Attorney General

Charles V. Huppe, First Assistant

Louis E. Poppler, Assistant

William H. Coldiron, Assistant

Thomas F. Joyce, Assistant

Glen E. Cox, Assistant

Vera Jean Hensrud, Law Clerk

( S E A L )

STATE CAPITOL  
HELENA, MONTANA



February 3, 1951.

Honorable Ory J. Armstrong,  
Speaker of the House of Representatives,  
Capitol Building,  
Helena, Montana.

Dear Mr. Speaker:

I have, under separate cover, this date delivered to you the original signed report requested by your letter of the 23rd day of January, 1951.

Be informed that there has been this date delivered and now available at the Sergeant of Arms Office of the House of Representatives ninety-two copies of said report.

Trusting that you will find all to your satisfaction, and with kindest personal regards, I remain,

Very truly yours,  
ARNOLD H. OLSEN,  
Attorney General.

February 3, 1951.

Honorable Ory J. Armstrong,  
Speaker of the House of Representatives,  
Capitol Buildings,  
Helena, Montana.

Dear Mr. Speaker:

Pursuant to your request of the 23rd day of January, 1951, the following is a detailed report of the expenditure of the \$40,000 appropriation made to my office by House Bill No. 450 of the Legislative Assembly of 1949. The expenditure of this appropriation was made in two fields as directed by the above named act, namely, matters investigated by special liquor investigating committees of both houses of the Legislative Assembly of 1949 and enforcement of the gambling laws.

### LIQUOR INVESTIGATION

In the report made by this office to the Governor only the ultimate conclusions were set forth, ie, "After a careful consideration of all the evidence revealed by the legislative committees I was unable to find any misconduct which would, in my judgment justify the initiation of a law suit, civil or criminal." It is not the province of this office to be the sounding board for name calling. Unless there are sufficient facts to sustain a civil action or criminal prosecution, this office should be careful not to malign anyone. This office should never indulge in character assassination and will never do so under my administration. For the above stated reasons, all names have been omitted from this report.

The activities and operation of the State Liquor Control Board between the years of 1941 and 1948 were investigated in detail. In the conduct of this investigation the evidence produced before the Special Liquor Investigating Committee of the House of Representatives and the Special Liquor Investigating Committee of the Senate of the Thirty-first Legislative Assembly was carefully checked and further investigation made into certain situations revealed by this evidence. In addition to the evidence produced directly by these Committees, the audit of the Liquor Control Board by Newland and Blinn, Certified Public Accountants, which was made at the request of the Special Liquor Investigating Committee of the House of Representatives, was carefully checked and followed up in quest of some act or acts which could be used as a basis of a law suit, either civil or criminal. An assistant attorney general was placed in charge of this investigation on a full time basis with instructions to make a full and exhaustive investigation of all questionable transactions revealed from any source. In addition to the full time assistant attorney general, special

investigators were employed to explore the evidence already at hand and to secure all new evidence possible. These investigators were placed on a full time duty basis. The above mentioned sources of information were supplemented by the regular law enforcement and investigation agencies of the State. All the evidence gathered from all sources was carefully analyzed and considered by myself and my staff. The conclusions reached as a result of such considerations are as follows: Both Special Committees of the Legislature concluded that during the period covered by their investigation there were many glaring examples of bad business judgment and unsound business practices, which resulted in loss to the State of Montana. However, those committees, in coming to such a conclusion in their preliminary reports, had the advantage of hindsight rather than foresight. Most, if not all of the cases of serious misconduct which were revealed by the investigation were the direct result of the extreme liquor shortage which occurred during and immediately after World War II, that is, between the years of 1943 and 1946. Several years had passed between the time of the happening of the events investigated and the time of the investigation. Due to this fact a great bulk of the evidence secured was vague and in many cases so unreliable as to make a court action not only unwise but foolhardy. To have attempted a law suit on this evidence would have resulted only in an expense to the taxpayers. It must be noted, except as hereinafter set forth, all violations revealed were at most misdemeanors which were barred from prosecution by a one year statute of limitation. Many acts of misconduct revealed by the investigation could and should have been detected and by that liquor administration prosecuted, but at the time of the investigation any action on them had long since been barred by the Statute of Limitations.

The Preliminary Report of the Special Liquor Investigating Committee of the House of Representatives in its hearings dealt at length with instances of non-cooperation between the members of the Liquor Control Board and the various administrators and other employees of the Liquor Control Board. Much time was devoted to the exploration of rumors which later proved unfounded. To report on all the transactions investigated would make this report unduly and unnecessarily long and would be of no useful purpose, therefore, this report will deal only with those transactions from which some legal action by the State of Montana might have arisen.

1. The first transaction considered was the purchase by a member of the Liquor Control Board of some four thousand cases of Mexican rum and Tequila. This event occurred in February of 1944. At the time the rules of the Board provided that all purchases should be made by the administrator and it is nowhere provided that a member of the Board can make purchases. This purchase was ratified by the administrator and even though it proved to be bad business judgment to make such a purchase it was at most only a violation of a rule of the Board on which any action had been barred for years at the time of the investigation.

2. It was revealed that some of the records of the Board, particularly at Store A, at the warehouse in Helena, were fragmentary, and in some cases non-existent. The conduct of any business the size of that conducted by the State Liquor Control Board requires that adequate and accurate records be kept, but no case was revealed which would indicate there had been criminal tampering with the records or that would indicate any identifiable person had wilfully or negligently failed to make proper records as to any particular transaction. In several cases proper records had not been made, but to prove the liability of a particular person for the failure to make the proper record in a particular transaction four or five years after the transaction proved to be impossible. A great deal of the difficulty encountered in investigating these matters arose from the fact that no cooperation was received from those persons involved or those who might have given some information on those matters.

3. Complaint had been made that the State Liquor Control Board had allowed the inventory of the warehouse to become abnormally high.

This may have been bad business judgment but it was not a crime and there was not evidence of negligence so as to make a civil suit feasible.

4. Some licenses were held for speculation at the time of the enactment of the 1947 act limiting the number of licenses issuable according to population. Some of those licenses were renewed. This was contrary to the spirit but not the letter of the Liquor Control Act; however, the entire situation has now changed due to decisions by the Supreme Court of Montana and by the acts of the 1947 and 1949 Legislative Assemblies.

5. The State of Montana took a considerable loss on slow moving liquor during the period under investigation. Much of the loss was incurred as a result of unwise purchases made during the serious shortage of liquor between 1944 and 1947. All of this liquor has now been sold. The method of showing, in the accounts of the Liquor Control Board, the loss occasioned by the mark down of the selling price of this liquor was not according to the best accounting practices. The loss was carried at the end of the year as "Cost of Sale" and in the annual report does not appear as a loss. Thus, the loss is not reflected in the report. Although this method of showing loss is not according to the best accounting practices and does not indicate to the average observer that a loss has occurred in the sale of liquor, there is nothing criminal involved in this transaction.

6. A thorough investigation of the activities of the State Liquor Control Board reveals that at no time were wholesale licenses issued to any person or corporations in this or any other state. During the liquor shortage of the war years certain liquor outside of the State was not available to the State Liquor Control Board but could be purchased by private individuals. Certain groups made up of citizens of Montana purchased whiskey outside of the State and sold it to the Montana State Liquor Control Board at Office of Price Administration prices. This liquor was shipped to the Liquor Control Board. The Board then made the usual mark up on the liquor, levied the proper state and federal taxes and sold it at retail to the groups who had sold it to the Board. This type of transaction was approved by the Supreme Court of Montana in the case of *Carey v. McFatrige*, 115 Mont. 278, 142 Pac. (2d) 229. It is impossible to determine whether money was lost by the State on these transactions.

7. During the war years and shortly thereafter certain banks loaned money to various persons throughout the State to be used by them to purchase liquor. These banks took the whiskey as security for the money loaned. The whiskey was stored in the bank vaults or in storehouses under the control of the banks. The storing of liquor in a place other than a place licensed by the Liquor Control Board is contrary to the regulations of the Board. This condition was corrected.

8. An independent trucking line, employed by the Liquor Control Board, hauled a great deal of liquor for the Board. This trucking line was involved in many suspicious transactions which were thoroughly investigated. Aside from the case involving a present inmate of the State Penitentiary, which will be considered at length later, no evidence was uncovered which was substantial although there were many suspicious circumstances which have never been satisfactorily explained by those involved.

9. The major portion of the abuses revealed by the investigation occurred in the operation of Store A at the warehouse in Helena. This store has been abolished.

Many of the records of Store A were inadequate and do not give the information necessary to account for all the transactions at that store. Due to the passage of time and the failure of the persons to cooperate with investigators it is impossible to place responsibility for the discrepancies in the operation of this store.

10. One of the most controversial issues involved in the entire investigation involves the method of calculating the 8% excise tax collected by

the State of Montana. Chapter 41 of the Laws of 1939 required that the Board levy an excise tax on the "retail selling price" of liquor sold by the Board. From the time the law was put into operation in 1939 until 1947 the excise tax was calculated on the cost of the liquor. By the method used in levying the excise tax a lower price was charged the people of Montana for the liquor they consumed. There was a legitimate question as to the method of levying the various taxes to be collected by the Board. This question has not altogether been resolved today. In 1945 it was noted that there was a difference between the law and the method used by the Board in levying the excise tax. It was decided that the method should be changed at that time but due to Office of Price Administration regulations the method was not abolished until 1947 when the Office of Price Administration went out of existence.

11. Investigation was made into theft of liquor tax stamps from the Board. No definite information could be obtained pointing to the guilty parties. It would appear that there was outright theft of stamps which should have been thoroughly investigated and corrective measures taken at the time of the theft by the then liquor administration, but after the passage of three or more years the trail was too cold to follow. At the present time stamps are serially numbered so as to make theft and illegal use much more difficult, if not impossible.

12. The case of the forementioned inmate of the State Penitentiary was thoroughly investigated. In 1947 he stole some 400 cases of liquor from a warehouse in Helena and sold this whiskey in Pocatello, Idaho. He also sold some six cases of whiskey which he stole from the Board. All of these thefts occurred while he was driving a truck for the trucking line, heretofore mentioned. He was interviewed in the penitentiary and at different times told three different stories. Nothing in the stories related by him would indicate that he was associated with any employee or member of the Liquor Control Board.

13. No evidence was produced to substantiate any charge that liquor inspectors were bribed to give favorable reports to the Board.

14. The question of the issuance of licenses and the investigation of applicants for licenses was looked into. There was a definite laxity on the part of the Board and of the inspectors employed by the Board in the handling of the applications for and issuance of licenses. After considering all the facts, evidence sufficient to sustain a law suit was not found.

The above is only a general resume of the situations investigated. The present Liquor Control Board has corrected those methods of doing business which were pointed by the investigation as being incorrect and unwise. There is still much to be done to improve the Liquor Laws of Montana. The powers of the inspectors for the Board should be increased and their number should be increased. Inasmuch as your request was only for a report and not for recommendations, I have not included the recommendations herein. If the House of Representatives so desires I will be happy to furnish a list of recommendations to correct the abuses revealed, however, since most of the abuses have already been corrected a list of recommendations would not be of great value at this time.

## LAW ENFORCEMENT BACKGROUND

In order that this report be presented in the proper light it is necessary that the background of my campaign for law enforcement be generally outlined. Since the Thirty-first Legislative Assembly directed my attention to slot machines, this report will accent slot machines, but the law enforcement campaign was directed towards all forms of gambling and other types of law violation.

During the years of 1948 and 1949 and during the first half of the



year 1950 there was a tremendous growth of so called non-profit clubs in Montana. During this period of time 1441 new non-profit corporations were incorporated in this state. These so called non-profit clubs were operating slot machines licensed by the State of Montana. It was common knowledge throughout the state that these so called non-profit clubs were not in fact legitimate corporations but were merely fronts used for the purpose of licensing slot machines. The fact that the vast majority of these so called non-profit clubs were fronts for gambling and the fact that these clubs were violating the corporation and gambling laws were facts "winked at" by the public and officers alike. The operation of slot machines was rampant throughout the State of Montana early in the year 1949 when the campaign against gambling began. As of December, 1948, there were 5871 Federally licensed slot machines in this state, but only 3185 of these slot machines had been licensed by the State Board of Equalization. As of the first of April, 1949, there were only 3568 slot machines licensed by the State of Montana. The campaign against gambling started on or about the first of April, 1949, and immediately the number of slot machine licenses issued by the State Board of Equalization showed a tremendous increase. This increase can be attributed to the fact that non-profit clubs and other slot machine operators were licensing with the State of Montana those machines which they had been operating with a Federal license but without a state license. During the month of April, 1949, the amount of revenue received by the state from slot machine licenses jumped over \$43,000. This increase alone brought more money into the coffers of the State than was expended on the whole of the law enforcement campaign. To substantiate the fact that this sudden increase in the number of slot machine licenses was due to something other than a normal increase in business is indicated by the fact that during the month of May, 1949, the amount of revenue dropped by some \$30,000 and never again did the amount of revenue received from slot machine licenses even remotely approach the amount of money received during the month of April, 1949, except, of course, during the month of January, 1950, when all slot machine licenses were renewed. By June, 1950, when slot machines were declared to be illegal by the Supreme Court of Montana the number of licenses issued by the state had reached an all time high of 6218. It has been reliably estimated that slot machines were taking as much as \$22,000,000 annually from the citizens of Montana. Thus, with the expenditure of a little less than \$40,000 more than \$20,000,000 was returned to the legitimate channels of business of the State of Montana.

### THE CONDUCT OF THE CAMPAIGN

Since gambling was open and notorious throughout the State of Montana in March, 1949, when the investigation started there was a serious question as to the proper method to be used in the conduct of the campaign against slot machines and other forms of gambling. There was a serious question as to the legality of slot machines licensed by the state and operated by the non-profit clubs. However, in addition to the gambling carried on by the so called non-profit clubs, gambling was also carried on in a vast scale in various parts of the state by professional gamblers who had plied their trade for many years in Montana. A great many slot machines were in operation in the state without licenses; card games, such as twenty-one, were being openly carried on, and Chinese lottery, craps, and roulette could be found operated at many points in Montana.

After due consideration of the situation it was decided to proceed first against those places which were operating unlicensed slot machines, Chinese lottery, craps, twenty-one, roulette or other games about which there could be no question of illegality. Since it was almost impossible to secure evidence of active participation in the gambling games on the part of the actual owners and operators of the places conducting such gambling (only employees participated in the games), it was decided to proceed under the provisions of Chapter 10 of Title 94 of the Revised Codes of Montana, 1947. This Chapter provides a procedure whereby a premises on which



gambling occurs may be closed as a common public nuisance. Law suits brought under the provisions of this chapter are in the nature of a proceeding in rem against the property involved, but it is also provided that an injunction may be issued enjoining the operators of the business and the owners of the building from continuing the violation of the law which constitutes the public nuisance on the premises involved. By proceeding under this chapter it was necessary to show the location of the premises involved and that gambling occurred there. To obtain evidence of gambling presented the major problem and therefore it was necessary that investigators, whose testimony would be accepted by the courts, be employed. It is common knowledge that people dislike and refuse to appear as witnesses in gambling cases. A great deal of information was received, and is still being received, from good citizens who wish that the gambling laws be enforced but who are unwilling to go to court and testify as to their knowledge of gambling. Many letters are received from anonymous correspondents and from people who are willing to reveal their identity but caution us not to mention their name in connection with a specific gambling place for fear that they, or some member of their family, will suffer bodily harm or reprisal. The Attorney General's Office was fortunate in securing the services of capable investigators, whose testimony has been believed by the courts as against the direct contradiction of others. When these investigators had secured evidence sufficient to justify the filing of actions, several suits were filed against those places where unlicensed slot machines, twenty-one, Chinese lottery, and other forms of gambling had been detected.

In some few of these suits the defendants recognized that there was overwhelming evidence against them and defaulted or allowed a judgment of abatement be entered against them. Chapter 10 of Title 94, Revised Codes of Montana, 1947, further provides that the owner of the building which has been abated may petition for re-opening of the premises abated under bond providing that only legal legitimate business will be carried on on the premises and that the nuisance will be abated. The majority of the premises abated have been re-opened under bond for the conduct of legitimate business.

The defendants in a few of these first cases elected to litigate the issues involved. These litigations gave rise to certain legal issues which required that cases be prosecuted to the Supreme Court of Montana.

One of the first legal issues to be taken to the Supreme Court of Montana for determination was the question of whether a district court could issue a temporary injunction, without a hearing, restraining the continuance of nuisance on the premises and maintaining the status quo as to the moveable property involved. The Supreme Court decided that where affidavits showing prima facie that a gambling nuisance exists were filed with a complaint asking abatement of a gambling nuisance the district court should issue a temporary restraining order enjoining the continuance of the nuisance and the providing for the maintenance of the status quo as to the moveable property concerned. It was further established that the Supreme Court of Montana could issue a temporary injunction to maintain the status quo until the appeal of the issues involved could be determined.

One of the first acts which was done in the initiation of the campaign against gambling was to contact all of the county attorneys by letter and ask for their cooperation in the campaign. Some of the attorneys gave freely of their time and efforts to assist in the conduct of this campaign and some actively participated in the conduct of litigations which were directly involved in the campaign.

After much study it was determined that it would be necessary to proceed against all slot machines including those licensed by the State and operated by the so called non-profit clubs. At this point a few county attorneys proceeded to seize slot machines licensed by the State and operated by non-profit clubs. These cases were abatement cases, as described above. The defendants in these abatement proceedings, pleaded as a matter of defense that the slot machines had been licensed by the state and were

thus legal, and therefore, their operation did not constitute a gambling nuisance. This raised the issue as to the legality of the slot machines licensed by the state.

In conjunction with the above mentioned abatement brought to test the validity of licensed slot machines, four county attorneys brought criminal actions which made it possible to approach the problem from all possible angles. Therefore, a case was brought to the Supreme Court wherein the defendant was accused of illegal gambling for operating licensed slot machines. Other criminal cases were brought to the Supreme Court where the accused was charged with setting up and conducting a lottery by the operation of licensed slot machines.

Another case brought to the Supreme Court tested the validity of a variation of the game of Chinese lottery. The operators of this game used a licensed punch board in the operation of a lottery game and contended that the game was legal on the ground a licensed punch board was used in playing it.

All of the cases involving the validity of licensed slot machines were argued before the Supreme Court, and on June 30, 1950, the Supreme Court of Montana handed down its decision that all slot machines, including those licensed by the State of Montana, were illegal gambling devices and that slot machines had never been legalized by this State regardless of the licensing statute. It was further held that no person or corporation could legally possess or operate a slot machine, and that all slot machines seized in the State of Montana should be brought before a magistrate and destroyed summarily. It was held that the premises on which slot machines were operated, whether licensed or not were common public nuisances and should be abated. The Supreme Court held that the operation of slot machines, whether licensed by the state or not, constituted gambling and a violation of the criminal laws of Montana. In the cases testing whether the operation of slot machines constituted a violation of the lottery laws, it was held that the operation of slot machines, whether licensed by the state or not, constituted the setting up and conducting of lotteries in violation of the lottery statutes of Montana.

Immediately with the announcement of these decisions all county attorneys were instructed to seize, and confiscate, all slot machines found in the State. Within a matter of hours after the decision of the Supreme Court was announced and instructions to confiscate all slot machines had been sent out to all county attorneys, all slot machines disappeared from the bars, clubs, and other usual locations in the State of Montana.

The Supreme Court also held that the lottery game played by using a licensed punch board was illegal and a violation of the lottery and gambling laws of the State.

With these courageous decisions by the Supreme Court to substantiate the position that gambling in all forms is illegal in Montana, other abatement cases then pending were successfully concluded.

After the decisions of the Supreme Court a constant surveillance of gambling operations through the State was maintained. When violations of the gambling laws were detected the county attorney and the sheriff of the county involved were informed by letter. In some cases this was sufficient to at least temporarily bring to a halt the operation brought to the attention of the county officials. In other cases when the local officials did not remedy the situation, an abatement action was brought by the Attorney General. All of these actions have now been successfully concluded.

From the beginning of the period covered by this report the Attorney General's Office has been harassed by persons who wished to doom the campaign to failure. Very early in the campaign an injunction was secured against the Attorney General enjoining him from enforcing the laws of the State of Montana. This injunction was dissolved by the Supreme Court and the campaign continued as directed by the Legislature.

As a matter of side issue, attention should be called to two actions which resulted in the destruction of a considerable number of slot machines by order of the district court. After the decision of the Supreme Court holding possession of slot machines illegal the large operators started to collect the machines at central points and to store them in warehouses and basements. In two instances the storage and transportation of these machines was detected and the slot machines were confiscated and destroyed. In these instances a suit was brought in the district court of the district in which the slot machines were located against the slot machines themselves. The slot machines were seized and brought before the district judge, sitting as a magistrate, and were destroyed on order of the district court.

### ANALYSIS OF THE CAMPAIGN

The greatest single expenditure from the law enforcement fund was spent in the employment of special investigators and in the payment of mileage and per diem while such investigators were traveling over the State in search of violations of the laws of this State.

For the greater part of the past two years the investigators employed by this office have been constantly on the road. They have followed carefully planned itineraries designed to cover all sections of the State as often as possible and in particular to pay as many visits as possible to those communities wherein law violations have been most prevalent. While these trips were for the most part of an investigatory nature, the investigators were often called upon to appear as witnesses in criminal prosecutions or abatement actions maintained by this office and in some instances appeared as witnesses in similar proceedings brought by some county attorneys of the State. Their services were at all times available to the county attorneys and in some few instances they performed investigations at the request of county attorneys which resulted in successful prosecution by such county attorneys.

During the course of the campaign the investigators and attorneys from my office traveled a total of 86,411 miles. Every area of the state was covered. The prime purposes of this travel was to secure evidence for the prosecution of actions by this office, to prosecute such actions, to advise the county attorneys and sheriffs throughout the State of the condition of their counties, and to furnish county attorneys with the evidence to successfully prosecute any action they deemed necessary.

There is on file in my office a detailed breakdown of the dates when the investigators were in the various counties of the State. Some of the counties, where the laws of this State were being flagrantly violated, were canvassed many, many times. In such instances when the reports of the investigators were compiled and received in this office, immediately thereafter the proper authorities in such counties were informed of the nature of the offenses being committed or conducted and also directed that the persons responsible therefor be prosecuted as is required by law. Approximately 2500 written reports have been filed by the investigators. These reports were made in long hand by the investigators immediately after visiting particular communities and particular places of business. When these reports were received in my office they were typed up and filed according to counties. Both the original and the typed copy of these reports have been preserved and are available for future use in the conduct of law enforcement in this State. These reports are of such a nature that it is possible to trace the history of almost any gambling operation in the State of Montana during the last two years. These reports contain evidence of inestimable value to any law enforcement agency operating on a State wide level. Many long hours of arduous work have been put into the securing, compilation, classifying and filing of this evidence. This labor and the taxpayers money which was expended in accumulation of this evidence should not be wasted.

During the past two years approximately six hundred letters were sent to the county attorneys of this State with reference to violations of the gambling and liquor laws. Some of these letters were of general circulation and were of an advisory nature to inform the local authorities of the policies of this office with regard to law enforcement. Most letters were dispatched as a result of the reports of the special investigators and apprised the county attorneys and sheriffs of specific violations of the laws of this state and directed that steps be taken to abate such nuisances and bring about the prosecution of the offenders.

There is also on file in this office a detailed breakdown of the number of law enforcement letters sent to each county and the nature of the individual letters. In my efforts to enforce the laws of this State I received the cooperation of some county attorneys. In some few instances letters sent to local officials advising that gambling and other violations of the law were being carried on, received prompt attention and resulted in the discontinuance of such violations.

### PUBLIC REACTION TO THE GAMBLING CAMPAIGN

As an immediate result of the attack on slot machines and gambling, hundreds of letters were received by this office from all parts of the State, commending the efforts exerted, pledging support and offering information on violations of the gambling laws in various communities. These letters, written by laborers, businessmen, wives, mothers, church members, ministers of the gospel, numerous groups and organizations and even by some gambling addicts themselves who felt that slot machines and gambling should be stamped out in their entirety, are representative of the feelings and views of the entire citizenry of this State. The receipt of these commendatory and informatory letters was heartening and encouraging in the fight to eliminate gambling in Montana, and many hours were spent handling, reading and answering this great quantity of mail. It was necessary to investigate many leads and tips offered by these zealous citizens. County Attorneys had to be notified of the information which we received relative to gambling violations in their respective counties. These letters were a direct result of the \$40,000 appropriation by the 1949 legislature and the time spent by my staff as aforementioned must be considered as an additional expense and burden imposed by that appropriation.

The following excerpts from a few of these many letters are illustrative of the general feeling of the people of this State with regard to the gambling and slot machine situation in Montana:

"The recent decisions (referring to the Supreme Court decisions which held the possession of slot machines illegal) were good news to a lot of people, especially families who in the past had to go short on the grocery bills and other necessities of life while the slot machines made fat the pockets of the racketeers who owned them."

"My ardent hope is that more counties repel these one-armed bandits, I personally know of many individuals, who jeopardize their future by the lure of the slot machines."

"If some of that money that is spent on gambling were channelled into buying food and clothes and other commodities, the cities, state and country as a whole would benefit immensely."

"I also have a family and when a person's pay check has gone for gambling it is rather difficult to get along."

"Please accept thanks from a mother of three teen age children for your stand against gambling interests in the state."

"The throwing out of all slot machines in clubs and everywhere else is one of the best things ever happened to Montana . . . I know members of clubs whose children have had to go without the little things that



help make living a little more pleasant just because Mom and Dad lost money in the slot machines."

"There is no future for Montana in gambling — hardly a source of wealth in it — but a good source of poverty."

"As a mother of three children, I am expressing my complete approval and support of your sincere efforts to rid our community of uncontrolled gambling. All parents would like their children reared in a state which is as free as possible from the many influences which have bad effects on young people."

"I wish as a citizen to commend you upon your terrific fight against one-armed bandits. I can see in our own little town how they are destroying homes and taking money that should go for food for children."

"We are writing to encourage you in your fight against legalized robbery."

"Individually and as an association we oppose the slot machines as a social, economic and moral menace. If there is anything that we can do to personally assist you we shall be most pleased to give you our full cooperation."

"There must be eternal vigilance on the part of each of us in Montana who would like to see slot machines ruled out forever. They will rear their ugly heads the moment law enforcement officials relax . . . ."

"It seems to me that the tendency of gambling is definitely one that should not be encouraged because of its psychological results upon the gambler."

Letters are still being received by my office containing information and complaints that various establishments are again violating the gambling laws of this state. Due to the lack of funds, I am unable to make the necessary investigations or to institute legal actions against these violators of the gambling laws. The following is a typical example of the communications now being received by my office, and is indicative of the need for constant surveillance to keep gambling out of the State.

"I am appealing to you for more action on the gambling in the state of Montana. You did a very wonderful thing when you rid the state of slot machines. But speaking from a personal standpoint, I feel that you did not go far enough; in that you helped a few while many of us still suffer from gambling of another kind, namely, cards and pin ball machines. Isn't there something that can be done soon in this direction? My children are suffering for the necessities of life while the money goes over the gambling table . . . ."

## STATEMENT OF ACCOUNT

Total Appropriation .....	\$ 40,000.00	
Total Deposits .....	1,146.62	
		\$ 41,146.62
Salaries for investigators .....	13,610.08	
Salaries for attorneys .....	8,125.00	
Salary for stenographer .....	3,821.26	
Expense claims for investigators .....	7,534.49	
Expense claims for attorneys .....	3,045.99	
Telephone expense .....	1,365.07	
Western Union .....	70.14	
Overtime for stenographers .....	96.02	
P. E. R. S. ....	625.10	
Supplies:		
Manuscript covers .....	\$ 57.40	



Supreme Court paper .....	5.00		
Miscellaneous .....	18.13		
Manuscript covers .....	7.50	88.03	
<hr/>			
Claims for services:			
Title research .....	55.00		
Mimeograph services .....	33.45		
Stenographic services .....	34.10		
Depositions .....	72.40		
Printing .....	125.00		
Drayage .....	290.50		
Bills of Exceptions and			
Transcripts on Appeal .....	808.65		
Clerical services .....	10.00		
Custodians (guarding seized			
gambling equipment) .....	208.50	1,637.60	
<hr/>			
Total expenditures .....		40,018.78	40,018.78
<hr/>			
Balance .....			1,127.84
Outstanding claims:			
Attorney mileage and per diem .....	24.00		
Investigator mileage and per diem .....	91.38		
Clerical services .....	13.50		
Custodian fees and mileage .....	130.12		
Investigator mileage and per diem .....	56.50		
Telephone .....	135.85		
Vacation pay due stenographer .....	73.30		
Vacation pay due investigators .....	337.00		
Salary for attorney .....	350.00		
<hr/>			
Total .....	1,211.65		
Court costs due and unpaid:			
Balkan Club .....	45.32		
Christianson .....	74.32		
<hr/>			
Total .....	119.64		
Balance in fund .....		1,127.84	
Plus court costs due .....		119.64	
<hr/>			
Minus outstanding claims .....		1,247.48	
<hr/>			
Estimated balance .....		35.83	

### CONCLUSIONS

As will be noted from the above Statement of Account that a total of \$41,211.65 has actually been expended in the conduct of the investigations and of the law enforcement campaign focused principally against slot machines and other forms of gambling. This Statement of Account cannot reflect the many long hours of toil, the difficulties encountered, and the tenacious effort and devotion of duty on the part of the investigators and members of the staff which made the campaign a success. It cannot and it is not contended that gambling and violations of the law have been completely eliminated from Montana. Much remains to be done to bring law enforcement in this state to the level demanded by the citizens of Montana. If vigorous law enforcement on a state wide level is not maintained it can be expected that gambling and other types of law violation will immediately and sharply increase. To maintain the status quo as to slot machines and other gambling and to extend the law enforcement campaign, it will be necessary that this Legislative Assembly adequately appropriate funds for that purpose. It is my earnest belief that a sum of \$80,000 is the

minimum necessary to properly carry on the law enforcement functions of the Attorney General's Office.

Once again I wish to remind you that the decision of whether or not a law enforcement program shall continue to be directed from the Attorney General's Office is a decision for the Legislature to make—such can be accomplished by an adequate appropriation for that purpose.

Respectfully submitted,  
ARNOLD H. OLSEN,  
Attorney General.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the report of the Attorney General be referred to the Select Committee for Investigation of all state offices, boards and bureaus for consideration.

It was moved by O'Connor, duly seconded and carried, that the House reconsider its action of yesterday whereby House Bill No. 47 was killed on Third Reading.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees, all appropriation measures having been read at length:

House Bill No. 327, introduced by Reed, Haines (Missoula) and Karlberg. A bill for an act entitled: "An act to repeal Section 75-4114 of the Revised Codes of Montana of 1947, relating to bond limit—term—rate of interest—form." Referred to Committee on Townships and Counties.

House Bill No. 328, introduced by Lien and Atkinson. A bill for an act entitled: "An act to amend Section 75-1303 of the Revised Codes of Montana, 1947, relating to the official staff of the Superintendent of Public Instruction by providing for the appointment, qualification and compensation of certain supervisors, professional and clerical help; by providing for establishment of a division of school budget statisticians; providing the membership and duties thereof, and making an appropriation for compensation therefor; repealing all acts in conflict herewith." Referred to Committee on State Boards and Institutions."

House Bill No. 329, introduced by Committee on Military Affairs. A bill for an act entitled: "An act authorizing the State of Montana to join with other states and with the United States in an interstate civil defense and disaster compact; prescribing procedure for withdrawal from the compact; prescribing the powers of the governor with reference thereto; and setting forth the provisions of the compact." Referred to Committee on Military Affairs.

House Bill No. 330, introduced by Military Affairs Committee. A bill for an act entitled: "An act creating the Montana security and defense forces; relating to the authority for the organization of military forces when the national guard is absent in federal service; relating to the rules and regulations for the government of such forces; the pay, allowance, expenses, supplies, equipment, maintenance, training, discipline, and administration of such forces; relating to the use of armories and other state owned buildings and facilities; the use of such forces without the state; the authority to use the forces of other states within this state; federal service, civil groups, disqualifications, oaths of office, articles of war, freedom from arrest, jury duty, enlistment, removal from service and the employment of such forces in the service of the state." Referred to Committee on Military Affairs.

House Bill No. 331, introduced by Rieder, Ammerman and Sykes. A bill for an act entitled: "An act to amend Section 31-106 of the Revised

Codes of Montana, 1947, relating to the equipment of patrolmen; providing for additional issue of uniform, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 332, introduced by Rieder, Reed and Working. A bill for an act entitled: "An act to amend Section 17, Chapter 199, Session Laws of 1949, Section 75-1816, 75-1817, 75-4534, 75-4535 of the Revised Codes of Montana, 1947, relating to the distribution of money available to districts, the formula for apportionment of county funds, and procedures on budgeting and levying for joint school districts, to provide for the use of cash balances, to provide for budgets and levies in joint school districts." Referred to Committee on Education.

House Bill No. 333, introduced by Esp, Scofield, Atkinson, Brownfield and Brenner. A bill for an act entitled: "An act providing for the registration of certain societies, corporations, associations, political parties, assemblies, and other bodies and organizations; defining 'subversive organizations', and requiring such organizations to file reports, documents and information with the Secretary of State, and providing for the making of rules and regulations by the Secretary of State; prohibiting the sending and delivery to non-members of letters, leaflets, and other written or printed matter, unless the same bears the name of such organization and the names and addresses of its officers; and providing penalties for violations of this act." Referred to Committee on Judiciary.

House Bill No. 334, introduced by Loble. A bill for an act entitled: "An act amending Section 82-1135 Revised Codes of Montana, 1947, relating to contracts made by or on behalf of the State of Montana providing that the State of Montana may make provision for rising costs in any contract and providing for an escalator clause in such contracts." Referred to Committee on State Boards and Institutions.

House Bill No. 335, introduced by Hanford and O'Connor. A bill for an act entitled: "An act providing that no contract of employment relating to the planning or construction of public buildings, works or improvements of the State of Montana shall be entered into with any architect not holding a certificate to practice architecture in this state; providing a maximum rate of compensation to architects for all services relating to the planning or construction of public buildings, works or improvements of the State of Montana; and prohibiting the sub-letting by architects of any mechanical, electrical or structural engineering work relating to such public buildings, works or improvements to persons or firms outside the State of Montana without the written consent of the State Board of Examiners; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 336, introduced by Trout, Harpster, Van Dyke and Jensen. A bill for an act entitled: "An act to amend Section 31-135 of the Revised Codes of Montana, 1947, relating to licenses issued to operators and chauffeurs; providing drivers license permits be issued to persons in the active service of the armed forces of the United States of America, while on furlough or leave in Montana, without examination and cost; providing for authorizing the Supervisor of the Montana Highway Patrol to appoint patrolmen and sheriffs deputies to issue license permits; and repealing laws or parts of acts in conflict therewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 337, introduced by Pierce. A bill for an act entitled: "An act to amend Section 53-106, Revised Codes of Montana, 1947, relating to number plates." Referred to Committee on Highways and Highway Transportation.

House Bill No. 338, introduced by Clark, Valach, O'Connor, Graybill and McElwain. A bill for an act entitled: "An act to amend Section 11-2803, Revised Codes of Montana of 1947, relating to the vacation of plats in

abandoned townsites by providing for the county commissioners to vacate certain county owned lands, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 339, introduced by Cook, Emmons and Tripp. A bill for an act entitled: "An act to amend Section 69-202 of the Revised Codes of Montana, 1947, relating to the powers of the division of industrial hygiene of the State Board of Health and providing that in addition to present powers, the State Board of Health may make investigations including examination by physicians and holding of hearings when it appears that conditions exist which might produce occupational disease; providing for initiation of such investigations by petition of employee or employer and making it mandatory upon the Board of Health to make findings available to employer or employee and requiring the State Board of Health to establish reasonable minimum standards of healthful working conditions and furnishing rules and regulations to employees and employers." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 340, introduced by Reed, Blikken, Dokken, Blewett and Haines (Missoula). A bill for an act entitled: "An act to approve, ratify and adopt the 'western regional higher education compact' approved by the Western Governors' Conference November 10th, 1950." Referred to Committee on Education.

House Bill No. 341, introduced by McBride, Loughran, Norby, Sykes and Smith. A bill for an act entitled: "An act to amend Section 25-401, Revised Codes of Montana, 1947, relating to jurors' fees to provide that grand and trial jurors shall receive ten (\$10.00) dollars per day; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 342, introduced by Emmons, Tripp and Anderson (Cascade). A bill for an act entitled: "An act relating to salary and small installment loans; providing for regulating and licensing persons and others making loans of money less than three hundred dollars (\$300.00); providing maximum rate of interest to be charged; providing for supervision by the State Auditor of the State of Montana; providing for filing of monthly statements with said State Auditor; providing other matters pertaining to such loans; providing for recovery for overcharges; providing for cancellation of licenses, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Banking and Insurance.

House Bill No. 343, introduced by Mackay and O'Connor, by request. A bill for an act entitled: "An act to amend Sections 11-1925, as amended by Chapter 194 of the Laws of the Thirty-first Legislative Assembly of 1949, 11-1926, 11-1927, and 11-1928 of the Revised Codes of Montana of 1947, and by adding thereto a new section to be known and designated as Section 11-1927.1, relating to pensions to retired firemen, disability pensions, and widows and orphans pensions to be paid members or survivors of members of fire departments in cities and towns where Firemen's Relief Associations have been formed, and relating to the use of the disability and pension fund of Fire Department Relief Associations and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 344, introduced by Sykes, Haines (Flathead), and Loble. A bill for an act entitled: "An act to appropriate money from the general fund to design, engineer, construct, erect, furnish and operate a one-story building to be used as an adjunct to the Montana soldiers home; authorizing the State Board of Examiners to employ architects to design said building, and authorizing the Board of Examiners to advertise and call for bids for the construction of said building; authorizing the Board of Examiners to purchase out of any remaining monies, furnishings for said building and the employment of help to operate and maintain the same; providing for effective date of act and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Appropriations.



House Bill No. 345, introduced by Clark, Barnard, Brenner, Scofield and Esp. A bill for an act entitled: "An act to amend Section 46-801 Revised Codes of Montana of 1947, relating to the inspection of livestock before removal from any county in the state; providing for cargo insurance relating to the removal of livestock by motor carriers from any county in the state, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Livestock and Public Ranges.

House Bill No. 346, introduced by Fulton, by request. A bill for an act entitled: "An act to amend Section 4-303, 4-404 and 4-414 of the Revised Codes of Montana of 1947, relating to closing hours for licensed retail beer and liquor establishments to permit remaining open until 4 o'clock A. M., providing for an additional license fee and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 347, introduced by Skibby and Rostad. A bill for an act entitled: "An act to amend Section 34-301 of the Revised Codes of Montana, 1947, relating to classification of property for taxation." Referred to Committee on Ways and Means.

House Bill No. 348, introduced by Lien, Michels, Barnard, Cook, Omholt, Graybill and Page (Missoula). A bill for an act entitled: "An act providing for the classification of lands, and the appraisal of city and town lots and rural and urban improvements in the State of Montana for assessment and taxation purposes; defining the duties of the boards of county commissioners, county assessors, and State Board of Equalization in connection therewith; providing for a tax levy; and repealing Sections 84-430 to 84-437, inclusive, Revised Codes of Montana of 1947, and all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 349, introduced by McElwain. A bill for an act entitled: "An act to provide for the imposition of compensatory fees for the commercial use of public highways and fixing the amount and time of payment of such fees; providing for the collection thereof by the State Highway Commission and authorizing said commission to make rules and regulations to insure collection; providing for the payment of interest on delinquent fees and making such delinquent fees a lien on all motor vehicles owned by the person delinquent in payment; providing for monthly reports by motor carriers, and for audits of motor carrier records; providing exemptions from the application of this act; and repealing all acts and parts of acts in conflict herewith." Referred to the Committee on Highways and Highway Transportation.

House Bill No. 350, introduced by McCarthy and Page (Missoula). A bill for an act entitled: "An act to amend Section 3 of Chapter 84 of the Session Laws of Montana of 1937, as amended by Section 1 of Chapter 226 of the Session Laws of Montana of 1947, and by Section 3 of Chapter 164 of the Session Laws of Montana of 1949, relating to the powers of the Montana Liquor Control Board in the issuing of liquor licenses; and the number of said licenses that may be issued; and providing for the issuance of liquor licenses to posts of nationally chartered veterans' organizations and lodges of recognized national fraternal organizations, and athletic clubs that are lawfully incorporated, and providing for the cancellation of liquor licenses not actually used, and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Liquor Control.

House Bill No. 351, introduced by Aronow, Scofield and Crist. A bill for an act entitled: "An act to permit the publication of all statutory legal notices by radio broadcast." Referred to Committee on Judiciary.

House Bill No. 352, introduced by Anderson (Cascade), Esp, Magnuson, Page (Granite). A bill for an act entitled: "An act permitting the broadcast and reporting of all public school activities by radio broadcasting and television stations licensed by the Federal Communications Commission." Referred to Committee on Judiciary.



House Bill No. 353, introduced by Schiltz, Smith and Magnuson. A bill for an act entitled: "An act to amend Section 84-4176, Revised Codes of Montana, 1947, relating to refund of taxes, percentum and costs paid more than once or erroneously or illegally collected, by providing for refund of taxes, percentum and costs mistakenly computed on government bonus or subsidy; repealing all acts in conflict." Referred to Committee on Judiciary.

House Bill No. 354, introduced by McElwain, Corcoran, Brenner, Bradley and Van Dyke. A bill for an act entitled: "An act relating to game animals; empowering the State Fish and Game Commission to issue special permits for the killing or taking of certain game animals when such animals are increasing in number and damaging property; defining the terms used in this act and repealing Sections 26-601, 26-602, 26-603, 26-604 and 26-605, of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." Referred to Committee on Fish and Game.

House Bill No. 355, introduced by Jensen, by request. A bill for an act entitled: "An act to establish electrical construction regulations for the State of Montana for the inside construction branch of the electrical industry; establishing a State Electrical Board—outlining duties of same; provisions for the licensing of electrical contractors and journeymen electricians, establishing licenses, fees, and examinations for same; providing for electrical inspection of all state buildings and making an appropriation for the purpose of carrying out the provisions of the act for the protection of life, property, and public welfare of the people of the State of Montana." Referred to Committee on State Boards and Institutions.

House Bill No. 356, introduced by Tripp, Graybill, Norby. A bill for an act entitled: "An act to amend Section 16-1002, Revised Codes of Montana of 1947, relating to powers of county commissioners to authorize parking regulations in un-incorporated towns and villages." Referred to Committee on Townships and Counties.

House Bill No. 357, introduced by Sykes, Purdy, Magnuson. A bill for an act entitled: "An act providing a penalty for any person over the age of eighteen years and under the age of twenty-one years to loiter, frequent, visit, stop, or be present in any establishment engaged in the business of selling intoxicating liquors or beer to be consumed on the premises." Referred to Committee on Liquor Control.

House Bill No. 358, introduced by Tripp. A bill for an act entitled: "An act to amend Section 92-706, Revised Codes of Montana, 1947, relating to medical and hospital services and such other treatment as approved by the board to be furnished and providing that in addition to medical and hospital benefits with a maximum of \$1,000 to be furnished in nine months time from the date of accident additional services may be furnished in certain cases, and the furnishing of a maximum of \$520 for use in the first eighteen months after the happening of injury for use in physical and vocational re-habilitation and physical therapy and attendance at a curative center, all to be in the discretion of the Industrial Accident Board." Referred to Committee on Workmen's Compensation.

House Bill No. 359, introduced by Holtz, Tripp and Emmons. A bill for an act entitled: "An act to amend Section 92-1005, Revised Codes of Montana, 1947, relating to policies made subject to the workmen's compensation act—form of insurance and providing that each insurer shall co-operate with the bureau of safety of the Industrial Accident Board and devote one per centum (1%) of its gross annual premiums collected in Montana to accident prevention work; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Workmen's Compensation.

House Bill No. 360, introduced by Loble and McElwain. A bill for an act entitled: "An act designating the Commissioner of Agriculture the state official of the State of Montana to make application for the return

of the assets of the Montana Rural Re-habilitation Corporation held by the United States; authorizing and directing the Commissioner of Agriculture of the State of Montana to enter into agreements with the Secretary of Agriculture of the United States authorizing the said Secretary of Agriculture to use in the State of Montana all or any portion of said assets or other funds for certain purposes of the Bankhead-Jones farm tenant act; authorizing and empowering the Commissioner of Agriculture of the State of Montana to administer these assets of the Montana Rural Rehabilitation Corporation pursuant and subject to this act and to the provisions of Public Law 499, 81st Congress of the United States approved May 3, 1950; enumerating certain powers of the Commissioner of Agriculture of the State of Montana to carry out the provisions of this act, providing that funds not authorized to be administered by the Secretary of Agriculture of the United States be deposited with the State Treasurer of Montana in a special fund; providing for the State Treasurer and State Auditor to open and maintain special accounts for said special fund; providing that the United States and the Secretary of Agriculture of the United States shall be free from liability by virtue of transfer of all assets of the Montana Rural Rehabilitation Corporation to the Commissioner of Agriculture of the State of Montana; authorizing the delegation of certain powers to the Secretary of Agriculture of the United States when said secretary is administering all or any portion of said assets or other funds; repealing Chapter 141 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, and repealing all other acts, or parts of acts in conflict herewith; and providing for the effective date of the act." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 361, introduced by McElwain and Graybill. A bill for an act entitled: "An act relating to the reorganization and consolidation of the government of the State of Montana; declaring the purposes of this act; creating the Commission on Reorganization of State Government and prescribing the powers and duties of said commission and appropriating funds for the expenses thereof." Referred to Committee on Public Utilities and State Commissions.

House Bill No. 362, introduced by McElwain. A bill for an act entitled: "An act to amend Section 5, of Chapter 84, Laws of the Twenty-fifth Legislative Assembly of the State of Montana, 1937, as amended by Chapter 221, of the Session Laws of the Twenty-sixth Legislative Assembly of the State of Montana, 1939, as amended by Chapter 163, Laws of the Twenty-seventh Legislative Assembly of the State of Montana, 1941, relating to regulating, licensing and sale of liquor at retail in the State of Montana, providing for notice before the issuance of a license to city clerk and board of county commissioners." Referred to Committee on Liquor Control.

House Bill No. 363, introduced by Haines (Missoula), Haines (Flathead), Sykes and Page (Missoula). A bill for an act entitled: "An act to amend Section 84-3701 and Section 84-3707 of the Revised Codes of Montana, 1947, relating to the licensing of transient retail merchants and providing penalties for the violation of this act and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Judiciary.

House Bill No. 364, introduced by O'Connor. A bill for an act entitled: "An act to repeal Section 14-529 of the Revised Codes of Montana of 1947, relating to the exemption of cooperatives and foreign corporations transacting business in the State of Montana under the rural electric cooperative act from the jurisdiction of the Public Service Commission of the State of Montana." Referred to Committee on Ways and Means.

House Bill No. 365, introduced by Seifert, Beck and Cook. A bill for an act entitled: "An act to amend Section 66-1002 of the Revised Codes of Montana, 1947, relating to the regulations of the practice of medicine; pertaining to the organization of board—register—rules, by adding a

proviso permitting qualified persons who have entered the United States as displaced persons, and who have passed the required examination to be admitted irrespective of certain rules of the board; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 366, introduced by Omholt and Working. A bill for an act entitled: "An act to amend Sections 75-2901, 75-2902 and 75-2903 of Chapter 29 of the Revised Codes of Montana for the year 1947 as amended by Chapter 61 Laws of 1949 so as to change the age limits for compulsory school attendance and require that the same shall be from eight to eighteen years and to provide that children sixteen years of age or over who have successfully completed the school work of the high school or twelfth grade or whose wages are necessary to the support of the family may be employed during the time that the public schools are in session upon making the required showing and providing that no child under eighteen years of age shall be employed during the school term unless satisfactory proof is made that said child is sixteen years of age or over and has completed high school or the twelfth grade or that the wages of such child are necessary to the support of the family and requiring every person employing any child under eighteen years of age to require a certificate setting forth such facts before employing such child and also empowering the truant officer to take into custody any youth between the ages of eight and eighteen years who is not attending school or who is not regularly employed and the holder of such certificate excusing such attendance and providing penalties for violation thereof and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 367, introduced by Graybill and Jensen. A bill for an act entitled: "An act to amend Section 1103 of Title 41, Revised Codes of Montana, 1947, relating to hours of labor of drivers and attendants of motor busses and taxicabs, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Labor.

House Bill No. 368, introduced by Loble. A bill for an act entitled: "An act to amend Section 80-920, Revised Codes of Montana, 1947, to provide that Indian girls may be committed to the state vocational school for girls upon the payment or assurance of payment by the Indian departments of the sum of fifty cents (\$.50) per day for each Indian girl committed; and to provide that the principal of the state vocational school for girls may accept as full payment for the past care of said Indian girls, an amount computed at the rate of fifty cents (\$.50) per day for each girl; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 369, introduced by Lien, Beck and Cook. A bill for an act entitled: "An act giving authority to the State Superintendent of Public Instruction to make surveys of school facilities of the state and authorizing him to request and use federal funds for the same." Referred to Committee on Education.

House Bill No. 370, introduced by Pierce. A bill for an act entitled: "An act to amend Section 53-129, Revised Codes of Montana, 1947, relating to foreign vehicles used in gainful occupation in the State of Montana and the power of the Registrar of Motor Vehicles to make reciprocal agreements to exempt such vehicles from registration and licensing in the State of Montana by providing that the Registrar of Motor Vehicles may enter into agreements to apportion the registration of fleets of two (2) or more commercial vehicles between Montana and the other states, the District of Columbia, territories, or countries into which such fleets enter; and further, providing that such apportionment shall be based upon the percentage of miles such fleets operate in Montana as related to the total miles such fleets operate; repealing all acts and parts of acts in conflict; and providing for an effective date." Referred to Committee on Highways and Highway Transportation.

House Bill No. 371, introduced by Atkinson, Wiedman, Haines (Flat-



head), Sykes. A bill for an act entitled: "An act to amend Section 87-148 of the Revised Codes of Montana, 1947, relating to 'definitions' under the unemployment compensation law of Montana and defining agricultural labor and farm." Referred to Committee on Social Security.

House Bill No. 372, introduced by Haines (Missoula), Hauge, Page (Missoula). A bill for an act entitled: "An act to amend Section 41-1113 (3073.1) of the Revised Codes of Montana of 1947, relating to hours of labor in retail stores, providing when the act shall take effect and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Labor.

House Bill No. 373, introduced by Nixon, Blikken, Barnard, Harpster and Michels. A bill for an act entitled: "An act to regulate the caravanning of motor vehicles upon the public highways of the State of Montana; defining the term 'caravanning'; providing for the granting of certificates for motor vehicles in caravans and fixing the fee thereof; defining the duties of the Board of Railroad Commissioners of the State of Montana in regard thereto; providing for the filing of verified statements with the Board of Railroad Commissioners by every holder of a certificate or certificates issued under the provisions of this act; providing for the disposition and disbursement of the fees collected under this act and penalties for violation of this act." Referred to Committee on Highways and Highway Transportation.

House Bill No. 374, introduced by Hauge, by request. A bill for an act entitled: "An act to amend Chapter 44, Title 94, Revised Codes of Montana, 1947, relating to sedition, criminal syndicalism, and related offenses, by adding a new section, to be known as Section 94-4401 (1), defining the terms, 'war' and 'time of war'." Referred to Committee on Judiciary.

House Bill No. 375, introduced by Magnuson, Graybill and Sykes. A bill for an act entitled: "An act to amend Section 94-301 Revised Codes of Montana, 1947, relating to abandonment or failure to support wife and children; providing the penalty therefor, and repealing Section 94-304, Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 376, introduced by Brenner and Dwyer. A bill for an act entitled: "An act to amend Section 59-901 of the Revised Codes of Montana, 1947, relating to 'number, compensation and tenure of employees of civil executive state offices fixed by the Board of Examiners' by excluding therefrom salaries fixed by law, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 377, introduced by Graybill. A bill for an act entitled: "An act to amend Sections 11-725, 11-729 and 11-731 of the Revised Codes of Montana, 1947, as amended by Chapter 188 of the Laws of Thirty-first Legislative Assembly, 1949, pertaining to the salaries and qualifications of mayor, aldermen, city attorney and city clerk, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Affairs of Cities.

House Bill No. 378, introduced by Magnuson. A bill for an act entitled: "An act relating to salary and small installment loans; providing for regulating and licensing persons and others making loans of money in amounts of one hundred dollars (\$100.00) or less; providing maximum fees and rates of interest to be charged; providing for supervision and examination by the State Superintendent of Banks; providing for filing quarterly statements with said Superintendent of Banks; providing other matters pertaining to such loans; providing for recovery for overcharges; providing that contracts violating the provisions of this act shall be void; providing for cancellation of licenses; providing penalties for the violation of this act and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Banking and Insurance.

House Bill No. 379, introduced by Babich, McCarthy and Brenner. A bill for an act entitled: "An act to amend Section 84-1501 of the Revised Codes of 1947, of the State of Montana, and to amend Section 84-1502 of the Revised Codes of 1947, of the State of Montana, relating to corporation license tax exemptions and deductions allowed in computing income as relates to cooperatives, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 380, introduced by Cowley, by request. A bill for an act entitled: "An act to amend Section 75-1604, Revised Codes of Montana of 1947, relating to election of school trustees in districts of the second and third class to provide that only persons who have been nominated shall be eligible to election." Referred to Committee on Education.

House Bill No. 381, introduced by Aronow, Schiltz and Emmons. A bill for an act entitled: "An act to amend Section 93-9902, Revised Codes of Montana, 1947, providing for the exercise of the right of eminent domain for the acquisition of underground storage reservoirs by natural gas public utility companies engaged in the transportation and distribution of natural gas, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Oil and Gas.

House Bill No. 382, introduced by Lien, MacDonald and Page (Missoula). A bill for an act entitled: "An act to amend Section 23-1805 of the Revised Codes of Montana, 1947, relating to official results of elections, and providing that the county clerk publish the official results in some newspaper of general circulation within the county at least ten days after the official canvass has been completed." Referred to Committee on Townships and Counties.

House Bill No. 383, introduced by Sales and Scofield. A bill for an act entitled: "An act relating to architects' plans and specifications; providing that such plans and specifications as prepared be complete and specific in detail; repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 384, introduced by Harpster and Andersen (Richland). A bill for an act entitled: "An act providing for an amendment to Section 16, Chapter 199 of the Session Laws of Montana for 1949, changing the time of application for approval as isolated school from June 15 to five days after the closing of school in said district; and to add a new section to said chapter to be known as Section 16.1 to provide a means of opening closed schools where there are five or more pupils to attend the same and the request for the opening of said school had been approved by the budget board of the State Department of Public Instruction, and providing for such opened schools to receive its full share of the state foundation program moneys; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 385, introduced by Lien, by request. A bill for an act entitled: "An act to amend Section 4-333 of the Revised Codes of Montana, 1947, relating to licenses for the sale of beer and deleting from said act the right to issue licenses for the sale of beer for off premises consumption and deleting from said act the right to sell beer for off premises consumption by said special licenses; repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect." Referred to Committee on Liquor Control.

House Bill No. 386, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money for the payment of mileage and per diem to the members of the Thirty-second Legislative Assembly and for the payment of per diem to the officers and attaches and for incidental expenses of the Thirty-second Legislative Assembly of the State of Montana." Referred to Committee on Appropriations.

House Bill No. 387, introduced by Committee on Judiciary. A bill for



an act entitled: "An act to amend Section 11-2303 of the Revised Codes of Montana, 1947, relating to the maximum amount of bonds which may be issued and indebtedness which may be incurred by cities and towns." Referred to Committee on Judiciary.

House Bill No. 388, introduced by Rostad. A bill for an act entitled: "An act to amend Section 84-1501 (2296) of the Revised Codes of Montana of 1947, and to amend Section 84-1502 (2297) of the Revised Codes of Montana of 1947; all relating to corporation license tax, the deductions allowed in computing income, and repealing acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 389, introduced by Committee on Education. A bill for an act entitled: "An act to amend Section 75-1303 of the Revised Codes of Montana, 1947, relating to the official staff of the Superintendent of Public Instruction by providing for an elementary supervisor and his salary and eliminating certain provisions of the section concerning salaries, qualifications and duties." Referred to Committee on Education.

House Bill No. 390, introduced by Pierce and Beck. A bill for an act entitled: "An act to provide for the imposition and collection of tax on gasoline and diesel fuel in supply tanks with an aggregate capacity of more than twenty gallon in motor vehicles entering the State of Montana." Referred to Committee on Highways and Highway Transportation.

House Bill No. 391, introduced by Tripp and Cook. A bill for an act entitled: "An act to guarantee the full and equal enjoyment of all places of public accommodation and amusement; and providing penalties for violation of this act; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 392, introduced by Military Affairs Committee. A bill for an act entitled: "An act relating to the establishment of a civil defense agency and other organizations for civil defense within the State of Montana; providing certain executive duties with respect thereto and for related purposes; for the appointment and compensation of a state director of civil defense and a staff, and for their compensation; and making an appropriation for the operation of such civil defense agency." Referred to Committee on Appropriations.

House Bill No. 393, introduced by Karlberg and Graybill. A bill for an act entitled: "An act to amend Sections 4-411, 4-413, 4-415, 4-419, and 4-420 of the Revised Codes of Montana, of 1947, all of said sections being sections of the Montana retail liquor license act." Referred to Committee on Liquor Control.

House Bill No. 394, introduced by Ways and Means Committee. A bill for an act entitled: "An act to amend Section 84-202 (1998) Revised Codes of Montana, 1947, by removing from tax exemption all properties of the United States." Referred to Committee on Ways and Means.

House Bill No. 395, introduced by Ways and Means Committee. A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana an amendment to the constitution of the State of Montana, to remove the exemption from taxation property of the United States, and amending Articles XII, Section 2, to so provide." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 396, introduced by Dwyer. A bill for an act entitled: "An act to amend Section 91-510 of the Revised Codes of Montana, 1947, relating to the disposition of funds held by the State Treasurer which funds are derived from escheated estates and establishing an escheated estates fund from which to pay administrative expense." Referred to Committee on Judiciary.

House Bill No. 397, introduced by Clark, Barnard, Brenner, Scofield

and Esp. A bill for an act entitled: "An act to add a section to Chapter 1, Title 8, Revised Codes of Montana of 1947, to be designated Section 8-131, providing for the granting of authority to persons engaged in the transportation of livestock 'for hire' on the date of passage of this act; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Livestock and Public Ranges.

House Bill No. 398, introduced by Crist, Prill, Gebhardt, Schlitz, Peters, Hawks, Norby, Working, Brenner and Pierce. A bill for an act entitled: "An act to amend the Montana unemployment compensation law, Title 87 Revised Codes of Montana, 1947, by amending Sections 87-103 and 87-104 Revised Codes of Montana, 1947, as amended by Section 1, Chapter 178, of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to benefits by providing for the setting up of benefit wage credits and providing for maximum duration of benefits based on such benefit wage credits; and by amending Section 87-105 Revised Codes of Montana, 1947, relating to benefit eligibility conditions by providing certain earnings of claimant in the base period for eligibility purposes; and by amending Section 87-106 Revised Codes of Montana, 1947, relating to disqualifications for benefits by providing that weeks of disqualification under this subsection shall be deducted from the maximum duration of benefits available to the claimant; defining 'suitable work', and adding a new subsection (h) providing for a disqualification of claimant who moves out of the labor market." Referred to Committee on Social Security.

House Bill No. 399, introduced by Wiedman and Esp. A bill for an act entitled: "An act to amend Section 81-1401 of the Revised Codes of Montana, 1947, as amended by Chapter 145 of the Session Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to the classification and reservation of state owned lands as state forests, by providing that any lands, interests in lands, buildings, or other property owned by the state within Glacier national park, may be conveyed to the United States at an appraised value, without competition, in accordance with consent of the United States as expressed in Public Law 446, approved March 16, 1948; providing for the method of appraisal; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 400, introduced by Wiedman and Esp. A bill for an act entitled: "An act to amend Section 81-304 of the Revised Codes of Montana, 1947, providing for the exchange of lands by the State of Montana with the United States and with counties, validating prior action of the State Board of Land Commissioners, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 401, introduced by Seofield, Aronow and Crist. A bill for an act entitled: "An act to amend Section 40-1326 of the Revised Codes of Montana, 1947, relating to the publication of annual statements by insurance companies, and providing for the broadcast of such annual statements over a licensed broadcasting station." Referred to Committee on Banking and Insurance.

House Bill No. 402, introduced by Blikken, Holtz, Tripp, Michels, Barnard and Clark. A bill for an act entitled: "An act to amend Section 84-1501 Revised Codes of Montana, 1947, and Section 84-1502 Revised Codes of Montana, 1947, relating to corporation license tax and defining what organizations are exempt therefrom, and relating to deductions in computing income." Referred to Committee on Ways and Means.

House Bill No. 403, introduced by Brenner, Rostad, Freshman and Mountain. A bill for an act entitled: "An act to amend Chapter 153 of the Laws of the Twenty-fifth Legislative Assembly of the State of Montana, and to amend Section 11159 of the Revised Codes of the State of Montana of 1935, relating to the proposition of card games and for dis-

tribution of the license fees thereof to state, county and incorporated cities and towns; providing for administration and enforcement of the act by the State Board of Equalization and law enforcement officers; prohibiting persons under 21 years of age from playing card games; providing penalties for violations of this act, suspension and revocation of license; and other provisions relating to this act; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 404, introduced by Holtz, Rieder, Parker and Harpster. A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana, an amendment to the constitution of the State of Montana, relating to the duty of the Legislative Assembly to provide by taxation sufficient means to maintain a public free common school in each district in the state by providing a method to support the foundation education program." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 405, introduced by Holtz, Cook, Wilson (Judith Basin), Barrett, Karlberg, Hess, Barnard, Jensen, Beck and Clark. A bill for an act entitled: "An act to amend Section 84-4902 of the Revised Codes of Montana, 1947, relating to rates of income tax, to provide for increases in said rates and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Ways and Means.

House Bill No. 406, introduced by Goodgame, by request. A bill for an act entitled: "An act to amend Section 109 of Title 87, Revised Codes of Montana, 1947, by repealing Subsection 2 (C) of said Section 109, relating to contributions made by employers, the above being an amendment to the unemployment compensation law; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

House Bill No. 407, introduced by Crist, by request. A bill for an act entitled: "An act to amend Chapter 23 of Title 40, Revised Codes of Montana of 1947, relating to title insurance and title insurance companies, by repealing Sections 40-2302, 40-2303, 40-2304, 40-2305, 40-2306, 40-2307 and 40-2309, substituting new sections in lieu thereof, and adding new sections; fixing qualifications for title insurance companies in Montana, and excepting abstract companies; requiring deposit of guaranty fund and prescribing regulation thereof, requiring establishment and maintenance of reserve fund; providing for certificate of authority, examinations of companies, and approval of title policy forms, by State Insurance Commissioner; requiring counter-signature of title policies; providing for annual fee, and annual statements by companies; providing for compliance, imposing penalties." Referred to Committee on Banking and Insurance.

House Bill No. 408, introduced by Haines (Flathead), Sykes, Prill, Hauge. A bill for an act entitled: "An act designating a state pollution control agency, creating a state pollution control council and defining the organization, powers and duties of such council, and appropriating two thousand dollars (\$2,000.00) for travel and per diem expenses of members of such council." Referred to Committee on Public Utilities and State Commissions.

House recessed subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees, all appropriation measures having been read at length:

House Bill No. 409, introduced by Corcoran and Hawks. A bill for an act entitled: "An act to amend Section 75-4101 of the Revised Codes of Montana, 1947, relating to the definition of high schools to provide for

junior, senior and six-year high schools and for additional rules and regulations for their administration to be adopted by the State Board of Education; providing for the repeal of Section 75-4102." Referred to Committee on Education.

House Bill No. 410, introduced by Hawks, by request. A bill for an act entitled: "An act relating to the salaries of county attorneys; providing a method and procedure for fixing and determining such salaries; requiring boards of county commissioners to fix such salaries in accordance with such method and procedure; and repealing Section 3 of Chapter 177 of the Laws of 1949, and all other acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

House Bill No. 411, introduced by Schiltz. A bill for an act entitled: "An act providing for the manner of securing an affidavit for publication of summons and for the manner of serving summons by publication of both known and unknown defendants in quiet title actions, repealing Section 93-6206, Revised Codes of Montana, 1947, and amending Sections 93-6207 and 93-6208, Revised Codes of Montana, 1947, and repealing all other acts or parts of acts in conflict therewith." Referred to Committee on Judiciary.

House Bill No. 412, introduced by Schiltz. A bill for an act entitled: "An act authorizing the court or judge to fix by order the manner in which and the time for which notice shall be given in proceedings pursuant to Section 91-601 through 91-5211, inclusive, Revised Codes of Montana, 1947, except in those cases where a citation is required and in case of notice to creditors and repealing all acts or parts of acts in conflict therewith." Referred to Committee on Judiciary.

House Bill No. 413, introduced by Schiltz and Aronow. A bill for an act entitled: "An act to validate and confirm sales or dispositions heretofore made or attempted to be made by any county of any property in which such county had or claimed any right, title or interest, and all instruments of transfer or conveyance heretofore made or executed by any county, and to declare that all such sales, dispositions and instruments have vested in the grantee or purchaser, as of the date thereof, all right, title and interest of the county in and to the property described or covered." Referred to Committee on Townships and Counties.

House Bill No. 414, introduced by Sagunsky, Sales and Haines (Flathead). A bill for an act entitled: "An act to provide for a tax on trucks, trailers, semi-trailers and busses operating over and upon the highways of the State of Montana and a tax on new passenger motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the state treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129, Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 415, introduced by Tripp, by request. A bill for an act entitled: "An act to amend Section 71-222, Revised Codes of Montana, 1947, by repealing the provisions for per capita tax of two (2) dollars for the county poor fund; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.



House Bill No. 416, introduced by Tripp and Cook. A bill for an act entitled: "An act to provide for revocation of retail liquor, club, and beer licenses if illegal gambling devices are used or kept on the premises; providing for special proceedings for revocation of such licenses; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 417, introduced by Rostad. A bill for an act entitled: "An act to amend Section 75-2006, 75-2008 of the Revised Codes of Montana, 1947, relating to the state correspondence school and appropriations for the same, to provide for certain elementary pupils and persons wishing citizenship training courses, to provide for fees to be charged, and to provide for rules and regulations governing the same." Referred to Committee on Education.

House Bill No. 418, introduced by Working and Andersen (Richland). A bill for an act entitled: "An act making appropriations for the state public school general fund and providing for the manner of distribution thereof for the period beginning July 1, 1951, and ending June 30, 1953." Referred to Committee on Appropriations.

House Bill No. 419, introduced by Sagunsky, Sales and Haines (Flathead). A bill for an act entitled: "An act amending Section 53-122 of the Revised Codes of Montana, 1947, relating to registration fees of motor vehicles — fees — disposal of proceeds — fee for half year — dealer's registration and transfer thereof — public owned vehicles exempt from license or registration fees — license or registration fees for trailers and semi-trailers and tractors — providing for transfer of funds from the motor vehicle fund of the Registrar of Motor Vehicles to the motor vehicle recording fund (sometimes called the motor vehicle administrative fund) — providing for deposit of all fees, other than license fees, except dealer license fees, collected by the Registrar of Motor Vehicles, in said motor vehicle recording fund for the payment of expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles." Referred to Committee on Highways and Highway Transportation.

House Bill No. 420, introduced by Phillips and Sales. A bill for an act entitled: "An act providing that any elective or appointive officer of or for the State of Montana, or any district or county thereof who becomes a candidate for any elective office except as a bona fide candidate for reelection to any office then occupied by such person, shall at or before filing for said elective office as required by law, resign the office, appointment or position then held; and providing that the office, appointment, position of any person failing so to resign shall become vacant, and giving directions with reference to the filing of such vacancies, and providing exception hereto, and providing a severance clause, and for the repeal of any and all acts, statutes or code provisions inconsistent herewith." Referred to Committee on Judiciary.

House Bill No. 421, introduced by Foley, Tripp, Emmons and Loughran. A bill for an act entitled: "An act to amend Section 75-3401 and 75-3402, Chapter 34, Session Laws of 1947, relating to the transportation of pupils to provide for the transportation of pupils who attend private non-profit schools." Referred to Committee on Education.

House Bill No. 422, introduced by Foley. A bill for an act entitled: "An act repealing Sections 27-401 to 27-425 inclusive of the Revised Codes of Montana, 1947, relating to the Montana State Milk Control Board, providing when the act shall take effect." Referred to Committee on Agriculture, Dairying and Horticulture.

House Bill No. 423, introduced by Magnuson, Graybill and Sykes. A bill for an act entitled: "An act to establish a uniform reciprocal enforcement of support; providing definitions; providing additional remedies; providing for criminal enforcement by extradition; providing for civil enforcement in district court; providing duties in district court to respond



to judgments in support actions brought in the states with reciprocal laws." Referred to Committee on Judiciary.

House Bill No. 424, introduced by Smith. A bill for an act entitled: "An act providing for the licensing of public contractors, creating the Public Works License Board; defining its powers, and providing for the compensation of its members; defining the term public contractor, and defining the term public works; fixing license fees for public contractors; providing for a Public Works License Board fund; providing for appeals to the courts from acts of the governor in removing a board member, and from decisions of the board; and repealing Sections 84-3501 to 84-3512, both inclusive, of the Revised Codes of Montana of 1947." Referred to Committee on Judiciary.

House Bill No. 425, introduced by Norby and Graybill. A bill for an act entitled: "An act relating to the acquisition, construction, establishment, maintenance and financing of off-street parking facilities for the parking of motor vehicles by a city of the State of Montana and providing for the leasing to and operation of by private operators, firms, companies, or corporations, and providing ways and means wherein a city may create a parking commission or whereby the legislative body of a city may function as a parking commission, the issuance of revenue bonds, and defining the powers and duties of parking commissions, and a city with respect to off-street parking facilities." Referred to Committee on Affairs of Cities.

House Bill No. 426, introduced by Pierce. A bill for an act entitled: "An act to Amend Section 84-1818 of the Revised Codes of Montana, 1947, as amended by Chapter 168 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to the refund of gasoline taxes; providing for a maximum refund of five cents per gallon on gasoline taxes; and providing that no refund may be claimed for taxes paid on gasoline used in operating any vehicles for which a certificate of registration has been issued by the Registrar of Motor Vehicles; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 427, introduced by Tripp, by request. A bill for an act entitled: "An act to amend Sections 23-914 and 23-1712, Revised Codes of Montana, 1947, by providing at discretion of county commissioners for inspection of ballots in precincts with more than 100 registered voters, at a date not less than three months after an election." Referred to Committee on Privileges and Elections.

House Bill No. 428, introduced by Tripp, by request. A bill for an act entitled: "An act prescribing the days and hours of labor for persons employed on the construction and maintenance of gas, water, oil and other pipe lines; providing penalties for the violation thereof, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Labor.

House Bill No. 429, introduced by Graybill. A bill for an act entitled: "An act making it unlawful for any person to publish, print, mimeograph, type or otherwise produce any dodger, bill, handbill, pamphlet or other document designed to aid, injure or defeat any candidate or any political party or organization or measure before the people, unless it is stated therein the name of the chairman or secretary, or the names of the other officers of the political or other organization producing the same, or the name of some voter who is responsible therefor with his residence and street address, if any, together with the name of the publisher, printer or other producer thereof with his residence and street address, if any, or his place of business, and providing that violation thereof shall constitute a misdemeanor, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Privileges and Elections.

House Bill No. 430, introduced by Lien, Michels, Harpster, Rostad, Andersen (Richland), Omholt, Sykes, Beck, McBride, Emmons and Parker. A

bill for an act entitled: "An act classifying, governing and regulating the operations of motor vehicles by carriers and the users thereof in transporting passengers and property over the public highways in the state; imposing fees, taxes and charges for the privilege of using the highways of the State of Montana for the purpose of conducting the business of transporting passengers and property thereon for hire, and providing penalties for the violation thereof, and repealing Sections 8-127 and 8-128 of the Revised Codes of Montana of 1947." Referred to Committee on Highways and Highway Transportation.

House Bill No. 431, introduced by Tripp. A bill for an act entitled: "An act to amend Sections 4-431, 4-435 and 4-437, relating to local option elections on the sale of liquor at retail and providing when and for what area such elections may be held, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Liquor Control.

House Bill No. 432, introduced by Nixon, Blikken, Michels, Barnard, Beck, Barrett, Andersen (Richland) and McBride. A bill for an act entitled: "An act to provide for a use tax on trucks, trailers, and semi-trailers operating over and upon the highways of the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the state treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129 of the Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 433, introduced by Brownfield, Scofield, Esp, Lockridge, Rieder and Fulton. A bill for an act entitled: "An act to amend Section 46-513 of the Revised Codes of Montana of 1947, relating to penalties for violations of the butchers' and meat peddlers' license act by increasing the penalties provided for such violations." Referred to Committee on Judiciary.

House Bill No. 434, introduced by Van Dyke and Ammerman. A bill for an act entitled: "An act to appropriate the sum of two hundred twenty-five and 32/100 (\$225.32) for the purpose of payment and satisfaction of a judgment heretofore rendered against the Treasurer of the State of Montana in the district court of Lewis and Clark County." Referred to Committee on Appropriations.

House Bill No. 435, introduced by Brenner, by request. A bill for an act entitled: "An act to amend Section 68-501, Revised Codes of Montana, 1947, in Chapter 5, under Title 68 of said codes, relating to the board of administration of the public employees' retirement act, its powers and duties and in particular to sub-division (b) of said section relating to credit for prior service, and providing that credit for prior service in state, county, city, public district, or contracting public agency, shall be granted to persons who were members or employees under the public employees' retirement system prior to January 1, 1951, on making the contributions herein stipulated, and on meeting the other conditions herein prescribed within the time limited by this act; and providing that credits shall be granted for prior service to retired members for any such service rendered prior to January 1, 1945, providing that the state, or contracting city, contracting county, or contracting public agency elected participation in the retirement system on or before July 1, 1950, as provided by subdivision (m) of Section 68-102, Revised Codes of Montana, 1947." Referred to Committee on Social Security.

House Bill No. 436, introduced by Loble, by request. A bill for an

act entitled: "An act to appropriate money for the Department of Agriculture of the State of Montana, for (a) the administration and enforcement of the laws relating to agricultural seeds and the certification and labeling thereof, and for the protection of the lands within the State of Montana, from invasion by noxious weeds and the spread and distribution thereof, under the authority of Chapter 8, Title 3, Sections 3-801 through 3-808, inclusive, Revised Codes of Montana, 1947, as amended and supplemented, and for (b) the administration and enforcement of the laws relating to seed warehousemen and buyers, brokers and commissionmen engaged in the merchandising of uncleaned agricultural seed in Montana, and the licensing thereof, under the authority of Chapter 3, Title 3, Sections 3-301 through 3-309, inclusive, Revised Codes of Montana, 1947, as amended and supplemented, and for related purposes, and providing that the appropriation herein made shall be deemed and held valid notwithstanding the provisions of the budget act." Referred to Committee on Appropriations.

House Bill No. 437, introduced by Loble. A bill for an act entitled: "An act to amend Section 3-301 (3592.1) Revised Codes of Montana, 1947, under Chapter 3, Title 3, Revised Codes of Montana, 1947, relating to public warehousemen of agricultural seeds and to buyers of uncleaned agricultural seed, providing for citation of this act and defining certain terms therein; and to amend Section 3-302 (3592.2) Revised Codes of Montana, 1947, under said chapter and title relating to and presenting the licensing of the business of agricultural seed warehousemen and of buyers of uncleaned agricultural seed, and presenting license fee, and annual indemnity bond and additional bond, and prescribing licensing procedures, and exempting bonafide growers of agricultural seeds from licensing; and to amend Section 3-306 (3592.6) Revised Codes of Montana, 1947, under said chapter and title, relating to the powers of the Commissioner of Agriculture of the State of Montana under this act, and investigating such commissioner with power to prescribe rules and regulations, to make inspections, to take samples of agricultural seeds, to require reports from licensees and to prescribe forms therefor, including forms of warehouse receipts, in aid of the administration of this act and, its application and enforcement, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Agriculture, Dairying and Horticulture.

House Bill No. 438, introduced by Blikken, Barrett, Michels, Trout, Ammerman, Barnard, Beck and Andersen (Richland). A bill for an act entitled: "An act to provide for a use tax on new motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such use tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the proceeds of said use tax to be deposited in the state highway general fund in the state treasury; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 439, introduced by Tripp and Holtz. A bill for an act entitled: "An act to amend Sections 94-2401 and 94-2402, Revised Codes of Montana, 1947, to eliminate provisions for licensing punchboards; and providing for a referendum on this act; and repealing all acts and parts of acts in conflict herewith."

It was moved by McElwain, duly seconded and carried, that the House reject House Bill No. 439 under rule 36, section 3, the House having already, by adverse committee report rejected House Bill No. 144, which covered and contained the same subject matter.

House Bill No. 440, introduced by Fulton. A bill for an act entitled: "An act to require all railroads operating passenger trains in the State of Montana to stop said trains at each and every county seat through which said trains run." Referred to Committee on Railroads and Railway Transportation.



House Bill No. 441, introduced by Tripp. A bill for an act entitled: "An act to add a new section to Chapter 16, Revised Codes of Montana, 1947, to be numbered 75-1602 A providing for remuneration of school trustees and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Education.

House Bill No. 442, introduced by MacDonald, Brenner, Barnard, Working, Haines (Missoula). A bill for an act entitled: "An act to amend Section 12-317 of the Revised Codes of Montana of 1947, relating to distribution of codes." Referred to Committee on Judiciary.

House Bill No. 443, introduced by Page (Missoula), Haines (Missoula), Reed and Karlberg. A bill for an act entitled: "An act providing minimum safety and health requirements in auto repair and internal combustion engine adjusting plants and in fixed finishing shops; providing that proper ventilation be assured, providing for regulations where no mechanical system of ventilation is in operation, providing for the health and safety of employees in automobile repair and automobile paint shops." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 444, introduced by Magnuson. A bill for an act entitled: "An act to amend Section 61-310 (5859), Revised Codes of Montana, 1947, as amended by Chapter 181, Laws of the Thirty-first Legislative Assembly, of the State of Montana, 1949, relating to the adoption of a child and requiring the consent of the parents of a legitimate child to any adoption, and defining, with certainty, the cases and the circumstances in which adoption may be had without such consent, and providing the judicial procedures for citing the natural parents into court upon petition for adoption, and the methods of service of citation on resident or non-resident parents, and defining terms used in the adoption statutes, all to the end of removing ambiguities and uncertainties from the said code and statutory provisions, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 445, introduced by Peters and Schiltz. A bill for an act entitled: "An act to amend Section 1 of Chapter 177 of the Laws of 1949 relating to salaries of county officers by including in the schedule counties of larger populations and greater taxable values than heretofore provided for." Referred to Committee on Townships and Counties.

House Bill No. 446, introduced by Page (Missoula), Sales, Dokken, Purdy, McCarthy, Hess, Westlake, Haines (Missoula), Reed, Crist, Prill, Karlberg, Brenner, Dwyer. A bill for an act entitled: "An act to amend Sections 75-201, 75-203, 75-205 and 75-206 of the Revised Codes of Montana, 1947, relating to the erection, control, management and operation of residence halls at state educational institutions comprising the six units of the University of Montana, by providing the State Board of Education may erect, equip, improve, control, manage and operate other facilities and field houses in addition to residence halls at said institutions, defining 'facilities', authorizing the financing thereof by the State Board of Education out of income, providing when the act shall take effect and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 447, introduced by Clark, Sykes, Hawks, Purdy and Peters. A bill for an act entitled: "An act to amend Section 92-715, Revised Codes of Montana, 1947, by providing that monthly payments may be converted into a lump sum payment, which lump sum payment shall not exceed the estimated value of the present worth of the deferred payments capitalized at the rate of two per centum (2%) per annum." Referred to Committee on Workmen's Compensation.

House Joint Memorial No. 6, introduced by Smith and McElwain. A Joint Memorial of the House of Representatives and the Senate of the State of Montana, to the Congress of the United States, to the Honorable United States Senators Zales N. Ecton and James E. Murray, and to the

Honorable Representatives in Congress, Wesley A. D'Ewart and Mike Mansfield, relating to suspension of annual representation work on unpatented mining claims for holders of such claims who have been or may be called into military service. Referred to Committee on Mines and Mining.

House Joint Memorial No. 7, introduced by Page (Missoula), Lien, McBride, Karlberg, Dwyer, McCarthy, Haines (Missoula), Reed, Scofield, Esp, Atkinson and Barrett. A Memorial to the President and the Congress of the United States, and to General George C. Marshall, secretary, Department of Defense, Major General Lewis B. Hershey, director, Selective Service, urging the Congress of the United States to enact proper legislation to amend the present selective service act for the deferment of married men with children into the armed forces until all single men and non-fathers in every state have been called first. Referred to Committee on Military Affairs.

House Joint Memorial No. 8, introduced by Hauge, Iten, Haines (Flathead), Atkinson, and Page (Missoula). A Memorial to the Congress of the United States of America, to the Honorable Zales N. Ecton and James E. Murray, United States senators, and to the Honorable Wesley A. D'Ewart and Mike Mansfield, representatives in congress and to the Honorable Oscar L. Chapman, Secretary of the Interior requesting that the 82nd congress enact legislation appropriating money to the Department of the Interior for the study and control of noxious weeds on lands under the jurisdiction of the United States. Referred to Committee on Agriculture, Dairying and Horticulture.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Monday, February 5, 1951 at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### THIRTY-SIXTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 5, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Barnard, Blikken and Seifert.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-fifth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 215, respectfully report as follows: That House Bill No. 215 be amended as follows: striking out lines 19 and 20 the words and figures "not to exceed seven thousand five hundred dollars (\$7,500.00)" and inserting in lieu thereof the words and figures "six thousand dollars (\$6,000.00)". And as so amended do pass.

WILSON (Treasure), Chairman.

Report adopted.



Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 211, respectfully report as follows: That House Bill No. 211 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 220, respectfully report as follows: That House Bill No. 220 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 18, respectfully report as follows: That Senate Bill No. 18 be not concurred in.

NORBY, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 47 be taken from Third Reading and placed on General Orders.

It was moved by McElwain, duly seconded and carried, that House Bill No. 392 be taken from the Committee on Appropriations and referred to the Committee on Military Affairs.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Andersen (Richland) in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Bill No. 19 be concurred in.

That House Bill No. 85 do pass.

That House Bill No. 54 do pass.

That House Bill No. 57 do pass.

That House Bill No. 80 be amended in the title by striking out in lines 1 and 2 of the printed bill the following: "Chapter 293 of the Session Laws of the Thirtieth Legislative Assembly of the State of Montana for 1947" and inserting in lieu thereof the words "Section 11-1932 of the Revised Codes of Montana of 1947" and be further amended in Section 1 of the printed bill by striking out in lines 1 and 2 the following: "Chapter 293 of the Session Laws of the Thirtieth Legislative Assembly of the State of Montana for 1947," and inserting in lieu thereof the words "Section 11-1932 of the Revised Codes of Montana of 1947," and be further amended in Section 1 by striking out in line 4 of the printed bill the following: "Section 1" and inserting in lieu thereof the words "Section 11-1932" and be further amended in Section 1 by striking out lines 10 thru 14 of the printed bill, beginning with "Section 2." and ending with "repealed," and that as so amended do pass.

That House Bill No. 94 do pass.

That House Bill No. 202 do pass.

That House Joint Resolution No. 3 do pass.

That House Bill No. 47 be amended in Section II by inserting in line 11 following the words "Real Estate", the words "or upon an equity therein", and in line 13, following the word "roll" add the following words: "or who can furnish proof to the Clerk and Recorder of the acquisition of such property or property interest subsequent to the first Monday in March of the current year, the conveyance of which is subject to all or a proportion of the current year's taxes," and that as so amended do pass.

ANDERSEN (Richland),  
Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 89 and House Substitute for Senate Bill No. 1, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:29 o'clock P. M., delivered to the Governor for his approval.

PRILL, Chairman.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Joint Resolution No. 3, House Bills Nos. 47, 57, 54, 80, 85, 94 and 202.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 151, 155, 159, 145 and 169, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 165, respectfully report as follows: That House Bill No. 165 do pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 401, respectfully report as follows: That House Bill No. 401 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 306, respectfully report as follows: That House Bill No. 306 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 304, respectfully report as follows: That House Bill No. 304 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 303, respectfully report as follows: That House Bill No. 303 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 302, respectfully report as follows: That House Bill No. 302 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 301, respectfully report as follows: That House Bill No. 301 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 300, respectfully report as follows: That House Bill No. 300 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 252, respectfully report as follows: That House Bill No. 252 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 283, respectfully report as follows: That House Bill No. 283 be re-referred to Committee on Banking and Insurance.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 84, respectfully report as follows: That House Bill No. 84 do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 44, respectfully report as follows: That House Bill No. 44 do not pass, but that Substitute House Bill No. 44, A bill for an act entitled: "An act to amend Sections 43-103 and 43-104 of the Revised Codes of Montana, 1947, for the purpose of apportioning the membership of the House of Representatives in the Legislative Assembly in accordance with the Federal census enumeration of the inhabitants of the several counties of Montana taken in 1950," do pass.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 104, respectfully report as follows: That House Bill No. 104 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 103, respectfully report as follows: That House Bill No. 103 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 201, respectfully report as follows: That House Bill No. 201 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 102, respectfully report as follows: That House Bill No. 102 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 157, respectfully report as follows: That House Bill No. 157 be amended by striking out in the title the words "AND MAKING AN APPROPRIATION THEREFOR" and by striking out all of Section 9 and renumbering Section 10 to read "Section 9" and as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 171, respectfully report as follows: That House Bill No. 171 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 259, respectfully report as follows: That House Bill No. 259 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 262, respectfully report as follows: That House Bill No. 262 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 284, respectfully report as follows: That House Bill No. 284 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 285, respectfully report as follows: That House Bill No. 285 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 287, respectfully report as follows: That House Bill No. 287 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 386, respectfully report as follows: That House Bill No. 386 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had

under consideration House Bill No. 24, respectfully report as follows:  
That House Bill No. 24 do pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 162, respectfully report as follows:  
That House Bill No. 162 do pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 190, respectfully report as follows:  
That House Bill No. 190 do pass.

SALES, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 215 be taken from the printing committee and referred to the Committee on Ways and Means.

### INTRODUCTION OF BILLS

The following was introduced, read first and second times, and referred to the following Committee:

Substitute House Bill No. 44, introduced by Committee on Privileges and Elections: A bill for an act entitled: "An act to amend Sections 43-103 and 43-104 of the Revised Codes of Montana, 1947, for the purpose of apportioning the membership of the House of Representatives in the Legislative Assembly in accordance with the Federal census enumeration of the inhabitants of the several counties of Montana taken in 1950." Referred to Committee on Printing.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Senate Bill No. 19 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: MacDonald. Total 1.

Absent and not voting: Crist, Dwyer, Fulton, Haines (Missoula), Higgins, Lien, Mackay, McBride, Nixon, Page (Missoula), Rostad. Total 11.

Excused: Barnard, Blikken and Seifert. Total 3.

House Joint Resolution No. 3 was passed by the following vote:



Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Babich, Fulton, Haines (Missoula), Lien, Mackay, McBride, Nixon. Total 7.

Excused: Barnard, Blikken and Seifert. Total 3.

House Bill No. 47 failed to pass by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Loughran, Mackay, McCarthy, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 54.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Clark, Blikken, Cook, Emmons, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, Magnuson, McElwain, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Trout, Valach, Westlake, Wilson (Judith Basin), Working. Total 35.

Absent and not voting: McBride. Total 1.

Excused: None.

Pairs were recorded as follows:

Seifert voting Aye and McElwain voting No; Scofield voting Aye and Barnard voting No; Fulton voting Aye and Lien voting No; Corcoran voting Aye and Blikken voting No.

A two-thirds vote being required to pass House Bill No. 47, the same was rejected by the House.

House Bill No. 57 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Blewett, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Karlberg, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Scofield, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 69.

Noes: Brenner, Jensen, Leuthold, O'Connor, Omholt, Page (Granite), Sales, Schiltz, Skibby, Taylor, Watkins. Total 11.

Absent and not voting: Crist, Fulton, Iten, Lien, Mackay, Nixon, Sagunsky. Total 7.

Excused: Barnard, Blikken and Seifert. Total 3.

House Bill No. 54 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Cowley, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Jensen, Karlberg, Loble, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Mr. Speaker. Total 60.

Noes: Brownfield, Corcoran, Dokken, Esp, Hawks, Higgins, Iten, Leuthold, Lockridge, O'Connor, Page (Granite), Phillips, Sales, Scofield, Skibby, Taylor, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working. Total 21.

Absent and not voting: Crist, Fulton, Lien, Mackay, Nixon, Sagunsky. Total 6.

Excused: Barnard, Blikken and Seifert. Total 3.

House Bill No. 80 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Jensen, Karlberg, Loble, Loughran, MacDonald, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Graybill, Holtz, Mr. Speaker. Total 63.

Noes: Brownfield, Dokken, Esp, Hawks, Higgins, Iten, Leuthold, Lockridge, O'Connor, Sales, Skibby, Taylor, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working. Total 17.

Absent and not voting: Crist, Fulton, Lien, Mackay, Nixon, Sagunsky. Total 6.

Excused: Barnard, Blikken and Seifert. Total 3.

Passed: McBride. Total 1.

House Bill No. 85 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Crist, Fulton, Haines (Missoula), Lien, Mackay, Nixon, Sagunsky, Taylor, Wiedman. Total 9.

Excused: Barnard, Blikken and Seifert. Total 3.

House Bill No. 94 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Bradley, Mr. Speaker. Total 69.

Noes: Brenner, Brownfield, Corcoran, Iten, Norby, Omholt, Page (Granite), Phillips, Rostad, Skibby, Taylor, Watkins. Total 12.

Absent and not voting: Aronow, Fulton, Lien, Nixon, O'Connor, Sagunsky. Total 6.

Excused: Barnard, Blikken and Seifert. Total 3.

House Bill No. 202 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Hawks, Skibby, Mr. Speaker. Total 77.

Noes: Ammerman, Jensen, Omholt, Working. Total 4.

Absent and not voting: Aronow, Fulton, Lien, Nixon, O'Connor, Sagunsky. Total 6.

Excused: Barnard, Blikken and Seifert. Total 3.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Tuesday, February 6, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

### THIRTY-SEVENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 6, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Barnard and Blikken.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-sixth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 100, respectfully report as follows: That House Bill No. 100, do not pass, but that Substitute House Bill No. 100, a bill for an act entitled: "An act to amend Sections 32-1601, 32-1602, 32-1603, 32-1604, 32-1605, 32-1607, 32-1608, 32-1610 and Section 32-1620, relating to the Montana State Highway Commission, providing for an executive committee thereof, relating to the State Highway Engineer; defining powers and duties; repealing all acts and parts of acts in conflict herewith." Do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 53, respectfully report as follows: That House Bill No. 53 do not pass, but that Substitute House Bill No. 53, a bill for an act entitled: "An act to amend Section 4-170 of the Revised Codes of the State of Montana, 1947, relating to the advertising of beer, as said term is defined by the laws of the State of Montana, repealing acts or parts of acts in conflict therewith." Do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Social Security, having had under consideration House Bill No. 91, respectfully report as follows: That House Bill 91 do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Social Security, having had under consideration House Bill No. 101, respectfully report as follows: That House Bill No. 101 do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 274, respectfully report as follows: That House Bill No. 274 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 331, respectfully report as follows: That House Bill No. 331 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 336, respectfully report as follows: That House Bill No. 336 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 337, respectfully report as follows: That House Bill No. 337 do pass.

PIERCE, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

February 5, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 69 by Committee on Fish and Game.

Senate Bill No. 42 by Gosman.

Senate Bill No. 64 by Committee on Fish and Game.

Senate Bill No. 66 by Committee on Fish and Game.

Senate Bill No. 67 by Committee on Fish and Game.

Senate Bill No. 12 Lehrkind and Aronson.

Senate Bill No. 13 by Tibbals et al.

Senate Bill No. 71 by Committee on Fish and Game.

Senate Bill No. 51 by Weydemeyer.

Senate Bill No. 81 by Manning and Mahoney.

Senate Bill No. 72 by Committee on Water, Water Conservation and Flood Control.

Senate Bill No. 68 by Committee on Fish and Game.

Senate Bill No. 44 by Ettien.

Senate Joint Memorial No. 6 by Weydemeyer.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

Substitute House Bill No. 53, introduced by Committee on Liquor Control. A bill for an act entitled: "An act to amend Section 4-170 of the Revised Codes of the State of Montana, 1947, relating to the advertising of beer, as said term is defined by the Laws of the State of Montana, repealing acts or parts of acts in conflict therewith." Referred to Committee on Printing.

Substitute House Bill No. 100, introduced by Committee on Highways and Highway Transportation. A bill for an act entitled: "An act to amend Sections 32-1601, 32-1602, 32-1603, 32-1604, 32-1605, 32-1607, 32-1608, 32-1610 and Section 32-1620, relating to the Montana State Highway Commission, providing for an executive committee thereof, relating to the State Highway Engineer; defining powers and duties; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Printing.

Senate Bill No. 12, introduced by Lehrkind and Aronson: A bill for an act entitled: "An act to create the Montana Real Estate Brokers' Board, providing for the membership and organization thereof, and the terms of the members, providing for the filling of vacancies, creating office of real estate commissioner, providing for establishment of a real estate division in the Department of Agriculture, providing for a seal; providing for licensing of real estate brokers and salesmen, establishing qualifications, examinations, bonds, license fees; establishing a special real estate license fund; providing for revocation of licenses after hearings; providing for appeals to the district court; providing penalties for violations of this act; pro-



viding for actions for commissions; repealing Sections 66-1901, through 66-1923, inclusive, Revised Codes of Montana, 1947." Referred to Committee on State Boards and Institutions.

Senate Bill No. 13, introduced by Tibbals, Winters, Nutter, Evans and Nesvig: A bill for an act entitled: "An act amending Section 16-1015, Revised Codes of Montana of 1947, as amended by Chapter 114 of the Laws of the Thirty-first Legislative Assembly, 1949, relating to taxation to defray current expenses including salaries otherwise unprovided for, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

Senate Bill No. 42, introduced by Gosman. A bill for an act entitled: "An act to amend Section 66-1502 Revised Codes of Montana, 1947, and Section 66-1514 Revised Codes of Montana, 1947, relating to the definition of term "prescription" and restrictions upon sale of "prescription" and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 44, introduced by Ettien. A bill for an act entitled: "An act to amend Section 91-3013 of the Revised Codes of Montana for 1947, relating to the giving of notices and time of sale of real estate at private sale." Referred to Committee on Judiciary.

Senate Bill No. 51, introduced by Weydemeyer. A bill for an act entitled: "An act to amend Section 3-1705, Sub-section (A), Revised Codes of Montana, 1947, by eliminating the words "and every brand of" in order to clarify the fee to be paid for the registration of commercial fertilizers; repealing all acts and parts of acts in conflict herewith." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 64, introduced by Committee on Fish and Game. A bill for an act entitled: "An act to repeal Section 26-113 of the Revised Codes of Montana, 1947, relating to the appointment of special deputy game wardens who serve without salary and to amend Section 26-114 of the Revised Codes of Montana, 1947, relating to ex-officio deputy game wardens to provide for the appointment of certain federal officers as deputy fish and game warden all to serve without salary." Referred to Committee on Fish and Game.

Senate Bill No. 66, introduced by Committee on Fish and Game. A bill for an act entitled: "An act amending Section 26-1123, Revised Codes of Montana, 1947, relating to the authority of the Fish and Game Commission to perform such acts as may be necessary to the establishment and conduct of wildlife projects as defined and authorized by the Pittman-Robertson act of congress, and to amend Section 26-1124, of the Revised Codes of Montana, 1947, relating to the power of the State Fish and Game Commission to enter into co-operative agreement and to acquire lands under the provisions of the Pittman-Robertson act." Referred to Committee on Fish and Game.

Senate Bill No. 67, introduced by Committee on Fish and Game. A bill for an act entitled: "An act to amend Section 26-112, of the Revised Codes of Montana, 1947, relating to the appointment of deputy fish and game wardens, a chief deputy fish and game warden and special deputy fish and game wardens; providing for the removal, rating, salary and expenses of such deputy game wardens and repealing the seven hundred and fifty dollar annual limitation of expenses allowed deputy game wardens while upon official business." Referred to Committee on Fish and Game.

Senate Bill No. 68, introduced by Committee on Fish and Game. A bill for an act entitled: "An act to repeal Section 26-305 of the Revised Codes of Montana, 1947, relating to the definition of the term "public highway." Referred to Committee on Fish and Game.

Senate Bill No. 69, introduced by Committee on Fish and Game. A bill for an act entitled: "An act to amend Section 26-319 of the Revised

Codes of Montana, 1947, relating to the penalty for violating closed season on certain game birds to include in such provisions penalty for violating the closed seasons on all upland game birds and the power of the commission to declare an open season on such game birds." Referred to Committee on Fish and Game.

Senate Bill No. 71, introduced by Committee on Fish and Game. A bill for an act entitled: "An act to amend Chapter 4 of the Revised Codes of Montana, 1947, relating to the protection of fish and game by adding a new section to be known as Section 26-403 authorizing the Fish and Game Commission to manage beaver on public lands." Referred to Committee on Fish and Game.

Senate Bill No. 72, introduced by Committee on Water, Water Conservation and Flood Control. A bill for an act entitled: "An act to approve and ratify the 'Yellowstone river compact' between the states of Montana, North Dakota and Wyoming." Referred to Committee on Irrigation and Water Conservation.

Senate Bill No. 81, introduced by Manning and Mahoney. A bill for an act entitled: "An act to amend Section 24-124, Revised Codes of Montana, 1947, relating to regulation of electrical construction by rural electrification associations, by providing an exception to the provisions of the national electrical safety code." Referred to Committee on Public Utilities and State Commissions.

Senate Joint Memorial No. 6, introduced by Weydemeyer. "A Joint Memorial of the Senate and the House of Representatives of the State of Montana to the Congress of the United States and to the Honorable James E. Murray and Zales N. Ecton, United States Senators for Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, Representatives in Congress from Montana, requesting that the Congress of the United States, in providing funds for planning and construction of the Libby dam and other similar federal projects in Montana that may be approved, make provisions for replacing tax income losses and for payments in lieu of taxes to local and state governments; for adequate roads to replace those destroyed, and for federal participation in providing adequate school facilities, policing, and relief to unemployed during the period of planning and construction." Referred to Committee on Constitutional Amendments and Federal Relations.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Peters of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 151 do pass.

That House Bill No. 155 do pass.

That House Bill No. 159 be amended in Section 1 by striking out in line 3 of the printed bill, the following words: "Revised Codes of Montana, 1947." and that as so amended do pass.

That House Bill No. 145 do pass.

That the enacting clause of House Bill No. 169 be stricken.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 6.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 6, introduced by me and find the same to be correct.

NIXON.

The Speaker signed House Bill No. 6 in open session.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 145, 151, 155 and 159.

OMHOLT, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 69, 173, 172, 239, 174, 168, 179, 240 and 51, and House Joint Memorial No. 4, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 6, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 11:20 o'clock A. M., delivered to the Governor for his approval.

PRILL, Chairman.

The Speaker signed Senate Bill No. 16 in open session.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 221, respectfully report as follows: That House Bill No. 221, be referred to the Committee on Appropriations.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 186, respectfully report as follows: That House Bill No. 186 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 207, respectfully report as follows: That House Bill No. 207 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 228, respectfully report as follows: That House Bill No. 228, be amended as follows: On page 2, line 11 (original typewritten bill), after the word "Dollars", by striking the period (.);

And, on page 2, lines 11, 12, 13, 14 and 15 (original typewritten bill), after the word "Dollars", by striking the words and figures: "In addition to losing said cattle, Mr. Johnson has suffered a loss of at least four (\$4.00) per day for a period of approximately five months, or a total of about Six Hundred (\$600.00) Dollars, as he has been financially unable to replace the dead cows"; And, on page 2, line 17 (original typewritten bill), by striking the words and figures "Seventeen Hundred (\$1700.00)" and inserting in lieu thereof the words and figures "Eleven Hundred (\$1100.00)"; And, in Section 1, page 3, line 12 (original typewritten bill), by striking the words and figures "Seventeen Hundred (\$1700.00)" and inserting in lieu thereof the words and figures "Eleven Hundred (\$1100.00)"; And, in Section 2, page 3, line 15 (original typewritten bill), by striking the words and figures "Seventeen Hundred (\$1700.00)" and inserting in lieu thereof the words and figures "Eleven Hundred (\$1100.00)"; and that, as so amended House Bill No. 228 be re-referred to Committee on Appropriations.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 268, respectfully report as follows: That House Bill No. 268 be re-referred to Committee on Education.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 310, respectfully report as follows: That House Bill No. 310 be amended as follows: In line 23 of Section 2 of the original bill by striking the words and figures "five (5) years" and inserting in lieu thereof the words and figures "four (4) years." In line 12 of Section 4 of the original bill strike the words and figures "five (5) years" and insert in lieu thereof the words and figures "four (4) years", and as amended, recommend that same do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 230, respectfully report as follows: That House Bill No. 230 be amended as follows: On page 1, lines 16 and 17, by striking out the words "first day of February" and by inserting in lieu thereof the words "fifteenth day of May" and as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 234, respectfully report as follows: That House Bill No. 234 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 237, respectfully report as follows: That House Bill No. 237 be referred to the Committee on Appropriations.

WORKING, Chairman.

Report adopted.

## MESSAGES FROM THE GOVERNOR

February 6, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

Montana is beginning to suffer economically because of the present emergency. Lately, some small businessmen from over the State have informed me that they are running out of business. It is getting harder to find a job. It would appear, therefore, that we should all immediately get together with the view of doing everything possible to bring some defense industries into this State.

It is said under reliable authority that from the early 30's through 1945, Montana lost 90,000 people because of no industries in this State. These people went to other states where they could find work, and the most of them never returned and are now contributing fine citizenship and wealth to the states where they found employment. We should not allow this to occur again without at least doing everything within our power to prevent it. Unless we do work together now, it appears that our skilled labor and technicians as well as small businessmen will be forced to leave Montana beginning this summer in order to go to states which have a more active civic spirit than we now demonstrate. Regardless of the international situation, we have to live. We have to do everything to move forward. Above all, we should fulfill these obligations in order that our sons and daughters who enter the Service will have something to come back to. We should at least demonstrate as much courage in the future of this State and nation as those whom we ask to fight for us.

In light of the grave situation, I urge that you pass at the earliest possible moment House Bill No. 157, which creates a Montana Resources Development Board, and provide for a sufficient appropriation so that a member of that Board or person designated by it, may immediately proceed to Washington, D. C. to represent all of the people of this State in endeavoring to procure defense projects for the State of Montana. Other states are wide awake and are doing this very thing. Our Congressional Delegation is doing everything possible to procure new industries for this State, but they have many other governmental duties to perform and, therefore, we should send someone to Washington, D. C. to assist them in this worthy project.

JOHN W. BONNER,  
Governor.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the Senate be requested to return Senate Bill No. 18 for further consideration.

It was moved by Graybill, duly seconded and carried, that House Bill No. 157 be taken from the Committee on Printing and re-referred to the Committee on Appropriations.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 145 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield,



Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 82.

Noes: MacDonald. Total 1.

Absent and not voting: Anders, Freshman, Loughran, McCarthy, Phillips. Total 5.

Excused: Barnard and Blikken. Total 2.

House Bill No. 151, was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: Babich. Total 1.

Absent and not voting: Freshman, Hawks, McCarthy, Phillips. Total 4.

Excused: Barnard and Blikken. Total 2.

House Bill No. 155 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Seifert, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Freshman, Hawks, MacDonald, McCarthy, Phillips, Rieder, Taylor, Working. Total 8.

Excused: Barnard and Blikken. Total 2.

House Bill No. 159 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg,

Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Babich, Dwyer, Freshman, Hawks, Lien, MacDonald, McCarthy, Rieder, Taylor, Working. Total 10.

Excused: Barnard and Blikken. Total 2.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, February 7, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,

LEWIS R. KNOX, Chief Clerk.

---

### THIRTY-EIGHTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 7, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Blikken, Mackay and Nixon. Freshman was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-seventh Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 182, 198 and 246, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 381, respectfully report as follows: That House Bill No. 381 do pass.

SKIBBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 193, respectfully report as follows: That House Bill No. 193 do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 199, respectfully report as follows: That House Bill No. 199 do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 224, respectfully report as follows: That House Bill No. 224 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 225, respectfully report as follows: That House Bill No. 225 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 290, respectfully report as follows: That House Bill No. 290 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 356, respectfully report as follows: That House Bill No. 356 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 382, respectfully report as follows: That House Bill No. 382 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations having had under consideration House Bill No. 404, respectfully report as follows: That House Bill No. 404 do not pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Resolution No. 4, respectfully report as follows: That House Joint Resolution No. 4 do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial No. 5, respectfully report as follows: That House Joint Memorial No. 5 do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 134, respectfully report as follows: That House Bill No. 134 do not pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 194, respectfully report as follows: That House Bill No. 194 do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had

under consideration House Bill No. 181, respectfully report as follows:  
That House Bill No. 181 do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 266, respectfully report as follows:  
That House Bill No. 266 do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 276, respectfully report as follows:  
That House Bill No. 276 do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 354, respectfully report as follows:  
That House Bill No. 354 be amended as follows: the word and figures "five (\$5.00)" after the word "elk," in line 8 page 2, be amended to read "two (\$2.00)" and be further amended in line 9, the word and figures "fifteen (\$15.00)" after the word "moose", be amended to read "twenty-five (\$25.00)" and as so amended, do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 150, respectfully report as follows: That House Bill No. 150 be amended in the original bill as follows: on page 1, line 13, delete the figure "1" after the word "Section" and insert in lieu thereof the figures "75-310"; and by underlining all of lines 14 through 19 and line 20 through the word "the"; and by underlining the word "issue" in line 21; and by underlining the word "all" and the semicolon after the word "moneys" in line 23, and as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

February 6, 1951.

Speaker,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bill No. 6.

JOHN W. BONNER,  
Governor.

#### MESSAGES FROM THE SENATE

February 6, 1951.

Mr. Speaker:

On motion of Senator Mahoney the request of the House of this day for the return of Senate Bill No. 18 was granted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by Schiltz, duly seconded and carried, that House Bill No. 179 be taken from General Orders and re-referred to the Committee on Judiciary.

It was moved by McElwain, duly seconded and carried, that the House reconsider its action in adopting an adverse report from the Committee on Affairs of Cities, and that Senate Bill No. 18 be re-referred to the Committee on Affairs of Cities.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Sykes of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 69 do pass.

That House Bill No. 173 do pass.

That House Bill No. 172 do pass.

That House Bill No. 239 do pass.

That House Bill No. 174 do pass.

That House Bill No. 168 do pass.

That House Bill No. 240 do pass.

That House Bill No. 51 do pass.

That House Joint Memorial No. 4 do pass.

SYKES, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 51, 69, 168, 172, 173, 174, 239, 240 and House Joint Memorial No. 4.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 111, 162, 211, 220, 259, 287, 386 and House Joint Memorial No. 2, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 84, 165, 171, 184, 190, 207, 252, 262, 284, 285, 300, 301, 302,



304, 331, 336 and Substitute House Bill No. 53, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 267, respectfully report as follows: That House Bill No. 267 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 346, respectfully report as follows: That House Bill No. 346 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 357, respectfully report as follows: That House Bill No. 357 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 293, respectfully report as follows: That House Bill No. 293 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Conservation and Development, having had under consideration House Bill No. 154, respectfully report as follows: That House Bill No. 154 do pass.

SYKES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration House Joint Memorial No. 6, respectfully report as follows: That House Joint Memorial No. 6 do pass.

BLEWETT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 415, respectfully report as follows: That House Bill No. 415 do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Conservation and Development, having had under consideration House Bill No. 197, respectfully report as follows: That House Bill No. 197 be amended as follows: by striking out in the original bill in Section 2 thereof under sub-section (a) the figures "\$100,000.00." and inserting in lieu thereof the figures "\$50,000.00" and by striking out in sub-section (b) the figures "\$100,000.00" and inserting in lieu thereof the figures "\$50,000.00" and as so amended recommend that House Bill No. 197 be referred to the Committee on Appropriations.

SYKES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had

under consideration House Bill No. 36, respectfully report as follows: That House Bill No. 36 do not pass.

SALES, Chairman.

It was moved by Sales, duly seconded, that the House adopt the report of the Committee on Social Security. On substitute motion, it was moved by Tripp, duly seconded that House Bill No. 36 be printed and placed on General Orders, which motion was lost by the following vote:

Ayes: Anderson (Cascade), Barnard, Clark, Cook, Emmons, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, McBride, Michels, Page (Granite), Tripp, Valach. Total 16.

Noes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 68.

Absent and not voting: Corcoran and Freshman. Total 2.

Excused: Blikken, Mackay, Magnuson, Nixon. Total 4.

Whereupon the report of the Committee on Social Security was adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 177, respectfully report as follows: That House Bill No. 177 do pass.

SALES, Chairman.

Report adopted.

The Speaker signed Senate Bill No. 19 in open session.

### MOTIONS AND RESOLUTIONS

It was moved by Wiedman, duly seconded and carried, that House Bill No. 424 be taken from Judiciary and re-referred to the Committee on State Boards and Institutions.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows; all appropriation measures having been read at length:

House Bill No. 51 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: Schiltz. Total 1.

Absent and not voting: Aronow, Freshman, MacDonald, Van Dyke, Watkins. Total 5.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

House Bill No. 69 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Holtz, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Aronow, Freshman, Harpster, Higgins, Iten, MacDonald, O'Connor, Pierce, Purdy, Sagunsky, Van Dyke. Total 11.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

House Bill No. 168 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Babich, Freshman, MacDonald, O'Connor, Pierce, Rieder, Taylor. Total 7.

Excused: Blikken, Mackay, Magnuson, Nixon. Total 4.

House Bill No. 172 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Mountain, Norby, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: Page (Granite). Total 1.

Absent and not voting: Babich, Freshman, Fulton, Hawks, Higgins, MacDonald, Michels, O'Connor, Omholt, Parker, Rieder, Sagunsky, Sales, Taylor, Valach, Watkins, Working. Total 17.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

House Bill No. 173 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Cook, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Mountain, Norby, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Fulton, Mr. Speaker. Total 68.

Noes: Corcoran and Page (Granite). Total 2.

Absent and not voting: Babich, Clark, Cowley, Freshman, Hawks, Higgins, MacDonald, Michels, O'Connor, Omholt, Parker, Rieder, Taylor, Valach, Watkins, Working. Total 16.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

House Bill No. 174 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McElwain, Michels, Mountain, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Schiltz, Seifert, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: Page (Granite), Sales, Scofield, Skibby. Total 4.

Absent and not voting: Babich, Brenner, Freshman, Hawks, Higgins, MacDonald, McCarthy, Norby, O'Connor, Peters, Purdy, Working. Total 12.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

House Bill No. 239 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: Page (Granite). Total 1.

Absent and not voting: Dwyer, Freshman, Hawks, Higgins, MacDonald, Norby, O'Connor, Phillips, Taylor, Tripp, Watkins, Working. Total 12.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

House Bill No. 240 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons,

Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Dwyer, Freshman, Hawks, Higgins, MacDonald,

Norby, Phillips, Sales, Taylor, Watkins. Total 10.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

House Joint Memorial No. 4 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Babich, Freshman, Hawks, Higgins, MacDonald, Norby, Taylor, Watkins. Total 8.

Excused: Blikken, Mackay, Magnuson and Nixon. Total 4.

At the request of Wiedman, further time was granted the Committee on Judiciary for the consideration of House Bills Nos. 163, 167 and 178.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, February 8, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### THIRTY-NINTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 8, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-eighth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.



## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 42, respectfully report as follows: That Senate Bill No. 42 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 253, respectfully report as follows: That House Bill No. 253 be re-referred to the Committee on Affairs of Cities.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 222, respectfully report as follows: That House Bill No. 222 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 294, respectfully report as follows: That House Bill No. 294 be amended as follows: In line 16, page 1, of the original bill strike out the figures "(1790)" and insert in lieu thereof the figures "(1608)", and as amended do pass.

PIERCE, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

February 7, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Judiciary Committee, and the bill is herewith returned to the House: House Bill No. 17 by Judiciary Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by Holtz, duly seconded, that the House reconsider its action of yesterday adopting an adverse Committee report on House Bill No. 404, which motion lost by the following vote:

Ayes: Anderson (Cascade), Barnard, Beck, Blikken, Clark, Cook, Emmons, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Lockridge, MacDonald, Michels, Parker, Rieder, Tripp, Trout, Valach, Wilson (Judith Basin). Total 23.

Noes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Loble, Loughran, Mackay, Magnuson, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 65.

Absent and not voting: Haines (Flathead) and McBride. Total 2.  
Excused: None.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

O'Connor of Carbon in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 182 do pass.

That House Bill No. 198 do pass.

That House Bill No. 246 do pass.

That House Bill No. 150 do pass.

That House Bill No. 111 be amended by renumbering the present Section 2 to Section 3, and inserting a new Section to be numbered Section 2, to read as follows: "All acts or parts of acts in conflict herewith are hereby repealed." and as so amended do pass.

That House Bill No. 162 do pass.

That House Bill No. 211 do pass.

That House Bill No. 220 do pass.

That House Bill No. 259 do pass.

That House Bill No. 287 do pass.

That House Bill No. 386 do pass.

That House Joint Memorial No. 2 do pass.

That Substitute House Bill No. 53 do pass.

That House Bill No. 84 do pass.

That House Bill No. 165 do pass.

That House Bill No. 171 do pass.

That House Bill No. 184 do pass.

That House Bill No. 190 do pass.

That consideration of House Bill No. 207 be passed for the day.

That House Bill No. 252 do pass.

That House Bill No. 262 do pass.

That House Bill No. 284 do pass.

That House Bill No. 285 do pass.

That House Bill No. 300 do pass.

That consideration of House Bill No. 301 be passed for the day.

That House Bill No. 302 do pass.

That House Bill No. 304 do pass.

That consideration of House Bill No. 331 be passed for the day.

That House Bill No. 336 do pass.

O'CONNOR, Chairman.

It was moved by O'Connor, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by McElwain, duly seconded, that House Bill No. 246 be segregated from the report of the Committee of the Whole, which motion carried. Whereupon the report of the Committee of the Whole was adopted as amended.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 331 be taken from General Orders and be re-referred to the Committee on Appropriations.

It was moved by McElwain, duly seconded and carried, that House Bill No. 246 be taken from General Orders and re-referred to the Committee on Judiciary.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Substitute House Bill No. 53 and House Bills Nos. 84, 111, 150, 165, 171, 182, 184, 190, 198, 211, 220, 252, 259, 262, 284, 285, 287, 300, 302, 304, 336, 386, and House Joint Memorial No. 2.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 24, 186, 196, 216, 234, 303, 306, 310 and 337, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 181, 194, 224, 266, 276, 290, 225 and Substitute House Bill No. 100 and House Joint Memorial No. 5, and House Joint Resolution No. 4, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 362, respectfully report as follows: That House Bill No. 362, do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 160, respectfully report as follows: That House Bill No. 160 be amended as follows: In Section 1, page 2, line 13 of the original bill, strike the word "excessive". In Section 1, page 2, line 15 and 16 of the original bill, strike the words "more desirable premises where the public could be better served" and insert in lieu thereof the words "premises as substantially suited for the retail liquor business as the premises vacated." In Section 1, page 1, lines 27, 28, 29 and 30 of the original bill, strike the words "The privileges granted by any license issued under the provisions of this act may be exercised only by the licensee named

therein and only upon the premises in respect to which the license is issued, except as hereinafter provided." In Section 1, page 3, lines 8 and 9 of the original bill, strike the words "nor shall it be subject to attachment or execution." and insert in lieu thereof the words "provided however, that such license may be subject to mortgage lien, in which event the name of the mortgagee, upon application to and approval of the board, must be endorsed on the license." and as amended do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 233, respectfully report as follows: That House Bill No. 233 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 247, respectfully report as follows: That House Bill No. 247 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 248, respectfully report as follows: That House Bill No. 248 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 249, respectfully report as follows: That House Bill No. 249 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 366, respectfully report as follows: That House Bill No. 366 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 369, respectfully report as follows: That House Bill No. 369 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 380, respectfully report as follows: That House Bill No. 380 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 389, respectfully report as follows: That House Bill No. 389 be referred to the Committee on Appropriations.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 441, respectfully report as follows: That House Bill No. 441 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 22, respectfully report as follows: That House Bill No. 22 be amended as follows: By striking the words and figures "seventy-five dollars (\$75.00)" in line 28, page 1 of the original bill and inserting in lieu thereof the words and figures "fifty-five dollars (\$55.00)". And that said bill be further amended by striking the words and figures "seventy-five dollars (\$75.00)" in line 13, Section 2, page 2 of the original bill and inserting in lieu thereof the words and figures "fifty-five dollars (\$55.00)". And as amended House Bill No. 22 do pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 143, respectfully report as follows: That House Bill No. 143 do not pass, but that Substitute House Bill No. 143, introduced by the Committee on State Boards and Institutions: A bill for an act entitled: "An act to amend Section 66-505 of the Revised Codes of Montana, 1947, relating to applications to practice and fee for license of chiropractors and to amend Section 66-514, Revised Codes of Montana, 1947, relating to the renewal of licenses by chiropractors; and repealing all acts and parts of acts in conflict herewith." do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 328, respectfully report as follows: That House Bill No. 328 do not pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 376, respectfully report as follows: That House Bill No. 376 do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 62, respectfully report as follows: That House Bill No. 62 do not pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 195, respectfully report as follows: That House Bill No. 195 do pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 399, respectfully report as follows: That House Bill No. 399 do pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 400, respectfully report as follows: That House Bill No. 400 do pass.

ESP, Chairman.

Report adopted.



## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 207 be taken from General Orders and referred to the Committee on Education.

It was moved by Phillips, duly seconded and carried, that the House reconsider its action of yesterday in adopting an adverse Committee report on House Bill No. 199 and that the bill be re-referred to the Committee on Townships and Counties.

## INTRODUCTION OF BILLS

The following was introduced, read first and second times and referred to the Committee on Printing:

Substitute House Bill No. 143, introduced by Committee on State Boards and Institutions: A bill for an act entitled: "An act to amend Section 66-505 of the Revised Codes of Montana, 1947, relating to applications to practice and fee for license of chiropractors and to amend Section 66-512, Revised Codes of Montana, 1947, relating to the renewal of licenses by chiropractors; and repealing all acts and parts of acts in conflict herewith."

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Substitute House Bill No. 53 was passed by the following vote:

Ayes: Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Blewett, Brownfield, Corcoran, Cowley, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Hauge, Higgins, Karlberg, Lien, Loble, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Purdy, Rostad, Schiltz, Scofield, Skibby, Smith, Sykes, Trout, Valach, Watkins, Wilson (Treasure), Mr. Speaker. Total 46.

Noes: Ammerman, Andersen (Richland), Barnard, Barrett, Beck, Blikken, Bradley, Clark, Crist, Dokken, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hawks, Hess, Holtz, Iten, Jensen, Leuthold, Lockridge, MacDonald, Michels, Nixon, Peters, Prill, Rieder, Sagunsky, Seifert, Tripp, Van Dyke, Wiedman, Wilson (Judith Basin). Total 34.

Absent and not voting: Brenner, Cook, Foley, O'Connor, Pierce, Reed, Sales, Taylor, Westlake, Working. Total 10.

Excused: None.

House Bill No. 84 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 82.

Noes: Freshman. Total 1.

Absent and not voting: Brenner, Corcoran, Pierce, Reed, Sagunsky, Taylor, Westlake. Total 7.

Excused: None.

House Bill No. 111 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: Hanford. Total 1.

Absent and not voting: Bradley, Brenner, Foley, Sagunsky, Taylor, Westlake. Total 6.

Excused: None.

House Bill No. 150 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McCarthy, McElwain, Mountain, Norby, Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 68.

Noes: Aronow, Barnard, Barrett, Beck, Blikken, Emmons, Hess, Jensen, McBride, Michels, Nixon, Omholt, Page (Granite), Purdy, Wilson (Judith Basin). Total 15.

Absent and not voting: Foley, Mackay, O'Connor, Pierce, Sagunsky, Taylor, Westlake. Total 7.

House Bill No. 165 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 66.

Noes: Barnard, Blikken, Clark, Cook, Emmons, Goodgame, Hess, Holtz, Jensen, Karlberg, Lien, MacDonald, Michels, Valach, Wilson (Judith Basin). Total 15.

Absent and not voting: Foley, Haines (Missoula), Mackay, Magnuson, O'Connor, Pierce, Sagunsky, Taylor, Westlake. Total 9.

Excused: None.

House Bill No. 171 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Foley, Haines (Missoula), Jensen, O'Connor, Peters, Sagunsky, Taylor, Westlake. Total 8.

Excused: None.

House Bill No. 182 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Foley, Fulton, Haines (Missoula), Jensen, Norby, Peters, Sagunsky, Taylor, Westlake, Working. Total 10.

Excused: None.

House Bill No. 184 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Emmons, Esp, Freshman, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Prill, Purdy, Reed, Rieder, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Dokken, Foley, Fulton, Gebhardt, Jensen, Peters, Pierce, Rostad, Sagunsky, Sales, Taylor, Valach, Westlake. Total 13.

Excused: None.

House Bill No. 190 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 75.

Noes: Aronow, Atkinson, Barrett, Haines (Missoula), Karlberg, Page (Missoula), Wiedman. Total 7.

Absent and not voting: Foley, O'Connor, Pierce, Sagunsky, Taylor, Valach, Westlake, Working. Total 8.

Excused: None.

House Bill No. 198 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Hawks, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Foley, Hess, Nixon, O'Connor, Pierce, Sagunsky, Taylor, Valach, Westlake, Working. Total 10.

House Bill No. 211 was passed by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Iten, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Phillips, Prill, Purdy, Reed, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 54.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Loble, MacDonald, Michels, Parker, Peters, Rieder, Rostad, Schiltz, Trout, Van Dyke, Wiedman. Total 26.

Absent and not voting: Emmons, Foley, Nixon, O'Connor, Pierce, Sagunsky, Taylor, Valach, Westlake, Working. Total 10.

Excused: None.

House Bill No. 220 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson,



Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Missoula), Parker, Peters, Prill, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 71.

Noes: Andersen (Richland), Page (Granite), Phillips, Tripp, Wilson (Judith Basin). Total 5.

Absent and not voting: Babich, Emmons, Foley, Loble, Magnuson, Nixon, O'Connor, Pierce, Reed, Sagunsky, Taylor, Valach, Westlake, Working. Total 14.

House Bill No. 252 failed to pass by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Blewett, Bradley, Brenner, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Loughran, McBride, McCarthy, McElwain, Mountain, Norby, O'Connor, Page (Granite), Phillips, Purdy, Rostad, Sales, Scofield, Skibby, Sykes, Trout, Watkins, Wilson (Treasure), Mr. Speaker. Total 37.

Noes: Andersen (Richland), Atkinson, Barnard, Barrett, Beck, Blikken, Brownfield, Clark, Cook, Corcoran, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, MacDonald, Mackay, Michels, Page (Missoula), Parker, Peters, Prill, Rieder, Schiltz, Seifert, Smith, Tripp, Van Dyke, Wiedman, Wilson (Judith Basin). Total 40.

Absent and not voting: Emmons, Foley, Loble, Magnuson, Nixon, Omholt, Pierce, Reed, Sagunsky, Taylor, Valach, Westlake, Working. Total 13.

Excused: None.

Speaker pro-tem Esp in the Chair.

House Bill No. 259 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Esp, Freshman, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Rieder, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Judith Basin), Crist. Total 70.

Noes: None.

Absent and not voting: Brenner, Emmons, Foley, Fulton, Gebhardt, Haines (Missoula), MacDonald, Mackay, Nixon, O'Connor, Pierce, Reed, Rostad, Sagunsky, Scofield, Valach, Westlake, Wilson (Treasure), Working, Mr. Speaker. Total 20.

Excused: None.

House Bill No. 262 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley,



Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Esp, Freshman, Fulton, Goodgame, Graybill, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 67.

Noes: None.

Absent and not voting: Babich, Brenner, Crist, Dwyer, Emmons, Foley, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Higgins, MacDonald, Mackay, O'Connor, Pierce, Reed, Rostad, Sagunsky, Valach, Westlake, Working, Mr. Speaker. Total 23.

Excused: None.

House Bill No. 284 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Barrett, Blewett, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Esp, Freshman, Fulton, Goodgame, Haines (Missoula), Harpster, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Sales, Schiltz, Scofield, Skibby, Smith, Taylor, Tripp, Trout, Watkins, Wilson (Judith Basin). Total 53.

Noes: None.

Absent and not voting: Anderson (Cascade), Beck, Blikken, Bradley, Dokken, Emmons, Foley, Gebhardt, Graybill, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Higgins, Lockridge, Loughran, MacDonald, Mackay, Nixon, O'Connor, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Seifert, Sykes, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 37.

Excused: None.

House Bill No. 285 was passed by the following vote:

Ayes: Ammerman, Anders, Atkinson, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dwyer, Esp, Fulton, Goodgame, Graybill, Haines (Missoula), Harpster, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Sales, Schiltz, Scofield, Skibby, Taylor, Tripp, Trout, Watkins, Wilson (Judith Basin). Total 49.

Noes: None.

Absent and not voting: Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Bradley, Clark, Dokken, Emmons, Foley, Freshman, Gebhardt, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Higgins, Lockridge, Loughran, MacDonald, Mackay, Magnuson, Nixon, Norby, O'Connor, Pierce, Purdy, Rieder, Rostad, Sagunsky, Seifert, Smith, Sykes, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 41.

Excused: None.

House Bill No. 287 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Brownfield, Cook, Corcoran, Cowley, Crist, Dwyer, Esp, Freshman, Fulton, Goodgame, Graybill,

Haines (Missoula), Hanford, Harpster, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Sales, Schiltz, Scofield, Skibby, Taylor, Tripp, Trout, Watkins, Wilson (Judith Basin), Working. Total 56.

Noes: None.

Absent and not voting: Barnard, Blikken, Bradley, Brenner, Clark, Dokken, Emmons, Foley, Gebhardt, Haines (Flathead), Hauge, Higgins, Lockridge, MacDonald, Mackay, Magnuson, Nixon, Norby, O'Connor, Phillips, Pierce, Purdy, Rieder, Rostad, Sagunsky, Seifert, Smith, Sykes, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 34.

House Bill No. 300 was passed by the following vote:

Ayes: Ammerman, Anders, Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Brownfield, Cook, Corcoran, Cowley, Crist, Dwyer, Esp, Fulton, Goodgame, Graybill, Haines (Missoula), Harpster, Hawks, Hess, Holtz, Jensen, Karlberg, Leuthold, Lien, Loble, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Skibby, Taylor, Tripp, Trout, Watkins, Wilson (Judith Basin), Working. Total 55.

Noes: None.

Absent and not voting: Andersen (Richland), Anderson (Cascade), Babich, Barnard, Bradley, Brenner, Clark, Dokken, Emmons, Foley, Freshman, Gebhardt, Haines (Flathead), Hanford, Hauge, Higgins, Iten, Lockridge, MacDonald, Mackay, Magnuson, Norby, Pierce, Rieder, Rostad, Sagunsky, Seifert, Smith, Sykes, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 35.

Excused: None.

House Bill No. 302 was passed by the following vote:

Ayes: Anders, Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Brownfield, Corcoran, Crist, Esp, Fulton, Graybill, Hawks, Higgins, Lien, Loble, Loughran, MacDonald, McElwain, Mountain, Nixon, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Scofield, Skibby, Taylor, Tripp, Watkins, Wilson (Judith Basin), Working, Mr. Speaker. Total 42.

Noes: Ammerman, Andersen (Richland), Brenner, Cook, Cowley, Dwyer, Goodgame, Haines (Missoula), Harpster, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, McBride, McCarthy, Michels, Omholt, Trout. Total 20.

Absent and not voting: Anderson (Cascade), Babich, Barnard, Bradley, Clark, Dokken, Emmons, Foley, Freshman, Gebhardt, Haines (Flathead), Hanford, Hauge, Lockridge, Mackay, Magnuson, Norby, Pierce, Rieder, Rostad, Seifert, Smith, Sykes, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure). Total 28.

Excused: None.

House Bill No. 304 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dwyer, Esp, Fulton, Goodgame, Graybill, Haines (Missoula), Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips,

Prill, Purdy, Reed, Sales, Schiltz, Scofield, Skibby, Taylor, Tripp, Trout, Watkins, Wilson (Judith Basin), Working, Mr. Speaker. Total 59.

Noes: Harpster. Total 1.

Absent and not voting: Anderson (Cascade), Babich, Barnard, Bradley, Clark, Dokken, Emmons, Foley, Freshman, Gebhardt, Haines (Flathead), Hanford, Hauge, Lockridge, MacDonald, Mackay, Magnuson, Norby, Pierce, Rieder, Rostad, Sagunsky, Seifert, Smith, Sykes, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure). Total 30.

Excused: None.

House Bill No. 336 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Brownfield, Cook, Corcoran, Cowley, Dwyer, Esp, Fulton, Goodgame, Graybill, Haines (Missoula), Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Loughran, MacDonald, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Scofield, Trout, Watkins, Wilson (Judith Basin), Working, Mr. Speaker. Total 56.

Noes: None.

Absent and not voting: Anderson (Cascade), Babich, Barnard, Bradley, Brenner, Clark, Crist, Dokken, Emmons, Foley, Freshman, Gebhardt, Haines (Flathead), Hanford, Hauge, Lockridge, Mackay, Magnuson, Nixon, Norby, Pierce, Rieder, Rostad, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 34.

Excused: None.

House Bill No. 386 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Atkinson, Beck, Blewett, Blikken, Brownfield, Cook, Cowley, Dwyer, Esp, Fulton, Goodgame, Graybill, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Scofield, Skibby, Tripp, Trout, Watkins, Westlake, Wilson (Judith Basin), Working, Mr. Speaker. Total 53.

Noes: None.

Absent and not voting: Anders, Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Bradley, Brenner, Clark, Corcoran, Crist, Dokken, Emmons, Foley, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Lockridge, MacDonald, Mackay, Magnuson, Norby, Parker, Pierce, Rieder, Rostad, Seifert, Smith, Sykes, Taylor, Valach, Van Dyke, Wiedman, Wilson (Treasure). Total 37.

Excused: None.

House Joint Memorial No. 2 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Atkinson, Beck, Blewett, Blikken, Brownfield, Cook, Cowley, Dwyer, Esp, Fulton, Goodgame, Graybill, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Sco-

field, Skibby, Tripp, Trout, Watkins, Wilson (Judith Basin), Working, Mr. Speaker. Total 54.

Noes: None.

Absent and not voting: Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Bradley, Brenner, Clark, Corcoran, Crist, Dokken, Emmons, Foley, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Lockridge, MacDonald, Mackay, Magnuson, Norby, Pierce, Rieder, Rostad, Seifert, Smith, Sykes, Taylor, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure). Total 36.

Excused: None.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, February 9, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FORTIETH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 9, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Dwyer and Sagunsky. McCarthy was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Thirty-ninth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 18, respectfully report as follows: That Senate Bill No. 18 be concurred in.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 24, respectfully report as follows: That Senate Bill No. 24 be concurred in.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 52, respectfully report as follows: That House Bill No. 52 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 253, respectfully report as follows: That House Bill No. 253 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 377, respectfully report as follows: That House Bill No. 377 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 180, respectfully report as follows: That House Bill No. 180 do not pass, but that Substitute House Bill No. 180, a bill for an act entitled: "An act to prohibit the use of any power-driven vehicle for the purpose of concentrating, pursuing, driving, rallying or stirring up any big game animals; and repealing all acts in conflict herewith." do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 311, respectfully report as follows: That House Bill No. 311, do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 68, respectfully report as follows: That House Bill No. 68 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 402, respectfully report as follows: That House Bill No. 402, do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 394, respectfully report as follows: That House Bill No. 394 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 305, respectfully report as follows: That House Bill No. 305 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 215, respectfully report as follows: That House Bill No. 215 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration, House Bill No. 15, respectfully report as follows: That House Bill No. 15 be amended as follows:

By striking from line 1 of the title of the original bill the section number "2295.8" and substituting in lieu thereof the section number "84-4908".

By striking from lines 2 and 3 of the title of the original bill the parentheses and words and figures "1935 (Now Section 84-4910 Revised Codes of 1947)" and substituting in lieu thereof the figures "1947".

By striking from line 10 in Section 1 of the original bill the section number "2295.8" and substituting in lieu thereof the section number "84-4908".



By striking from line 11 Page 1 in Section 1 of the original bill the parentheses and words and figures "1935 (Now 84-4910 Revised Codes of 1947)" and substituting in lieu thereof the figures "1947".

By striking from line 14, Page 1 in Section 1 of the original bill the parentheses and words and figures "2295.8, (now 84-4910 Revised Codes of 1947)" and substituting in lieu thereof the section number "84-4908".

By striking the words and figures beginning with "2295.10" in line 27, Page 4, in subsection (13) of the original bill and ending with the figures "1941" in line 29 on said page 4, and substituting in lieu thereof the section number "84-4910".

By changing the period after the word "income" in line 31, page 4 of said original bill, in said subsection (13) to a comma, and adding thereafter the words "as defined in Title 26, Section 22 (N) United States Code Annotated".

By striking the words and figures beginning with "2295.10" in line 32 on said page 4 of the original bill and ending with the figures "1941" in line 2 on page 5 of said original bill, and substituting in lieu thereof the section number "84-4910".

By striking the entire paragraph beginning with the word "Adjusted" in line 10 on page 5 of the original bill and ending with the word "obligation" in line 13 on said page 5; and as amended, recommend the same do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 223, respectfully report as follows: That House Bill No. 223 be amended as follows:

In line 10 after the word "that" and before the word "shall" in line 10 by the insertion of the following words: "the minimum annual fee provided by this section;" and as amended, do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 279, respectfully report as follows: That House Bill No. 279, do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 405, respectfully report as follows: That House Bill No. 405 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 137, respectfully report as follows: That House Bill No. 137 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 185, respectfully report as follows: That House Bill No. 185 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had

under consideration House Bill No. 256, respectfully report as follows: That House Bill No. 256 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 307, respectfully report as follows: That House Bill No. 307 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 105, respectfully report as follows: That House Bill No. 105 be amended as follows:

In line 3, page 2 of the original bill by striking the words and figures three per cent (3%) and inserting in lieu thereof the words and figures two per cent (2%).

Insert in line 9 of the title after the word "licenses" the words, "granting the same authority to counties."

On line 29 of page 1 by striking the words "the treasurer of such city or town" and inserting in lieu thereof the words "the wholesaler."

On line 31 of page 1 by striking the word "treasurer" and inserting in lieu thereof the word "wholesaler."

Insert ahead of Section 2. "Section 2. Counties are hereby given the same authorization to levy and collect a like tax in like amount on all trade stimulators as specified herein exhibited outside the corporate limits of cities and towns and county commissioners, county treasurers and sheriffs are hereby given the same authority granted to city administrators and officers."

Change Section 2 to read Section 3.

Change Section 3 to read Section 4.

On line 19 of page 1 by striking the words and figures "Chapter fifty-seven (57)". and inserting in lieu thereof the words and figures "title 84 Sections 5701 and 5702;" and as amended, do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 308, respectfully report as follows: That House Bill No. 308 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 309, respectfully report as follows: That House Bill No. 309 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, a majority of your Committee on Workmens' Compensation, having had under consideration House Bill No. 115, respectfully report as follows: That House Bill No. 115 do not pass.

BRENNER, Chairman,  
TAYLOR,  
DWYER,  
HAINES (Missoula),  
BLEWETT,  
SCOFIELD,  
LOCKRIDGE,  
CORCORAN,  
HAINES (Flathead).

Mr. Speaker: We, a minority of your Committee on Workmens' Compensation, having had under consideration House Bill No. 115, respectfully report as follows: That House Bill No. 115 do pass.

EMMONS,  
VALACH,  
CLARK.

It was moved by Brenner, duly seconded, that the majority report of the Committee on Workmen's Compensation be adopted.

On substitute motion, it was moved by Emmons, duly seconded, that the minority report of the Committee on Workmen's Compensation be adopted, which motion was lost by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Goodgame, Graybill, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Magnuson, McBride, Michels, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 35.

Noes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Higgins, Leuthold, Lockridge, Mackay, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Loughran, Mr. Speaker. Total 50.

Absent and not voting: MacDonald, McCarthy, Seifert. Total 3.

Excused: Dwyer, Sagunsky. Total 2.

Thereupon, the majority report of the Committee on Workmen's Compensation was adopted.

#### MESSAGES FROM THE SENATE

February 8, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 61 by McElwain and Loble.

House Bill No. 66 by Ways and Means Committee (By request).

House Bill No. 77 by Emmons.

House Bill No. 21 by Judiciary Committee.

House Bill No. 114 by Scofield and Esp.

House Joint Resolution No. 2 by Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 8, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 2 by Busch.

Senate Bill No. 54 by Horticulture Committee.

Senate Bill No. 55 by Horticulture Committee.  
Senate Bill No. 56 by Hibbs.  
Senate Bill No. 77 by Gosman et al.  
Senate Bill No. 91 by Mahoney and Manning.  
Senate Bill No. 84 by Aronson et al.  
Senate Bill No. 95 by Kelly and Parriott.  
Senate Bill No. 126 by Ross et al.  
Senate Bill No. 79 by Moss and Wilson (Toole).  
Senate Bill No. 104 by Aronson et al.  
Senate Bill No. 101 by Valiton and Kelly.  
Senate Joint Memorial No. 7 by Tibbals et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 8, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended by the Committee of the Whole that further action be indefinitely postponed; report adopted, and the bill is herewith returned to the House:

House Bill No. 147 by Graybill and Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by Peters, duly seconded and carried, that the House reconsider its action of yesterday on Third Reading of House Bill No. 252.

It was moved by McElwain, duly seconded, that a committee of five (5) members of the House of Representatives be appointed for the purpose of investigating subversive and un-American activities in the State of Montana, and to investigate the desirability or necessity of the appointment of an interim committee of the Montana State Legislature to investigate subversive and un-American activities in Montana, and that such interim committee be empowered to hold hearings, to issue subpoenas to acquire the attendance of any person or persons to testify under oath and that such committee be authorized to incur such expenses as may be necessary to properly make such investigation and that such expenses will be paid out of the Legislative appropriation of the 32nd Legislative Assembly by warrant drawn by the Auditor upon claims duly approved by the Chairman of such committee and the Speaker of the House, and that such committee report its findings to this House on or before the fifty-fifth (55) Legislative day.

The original motion by McElwain, was amended at the suggestion of Graybill, by adding the following: "Provided that all said hearings be public; and that all persons appearing as witnesses before this committee be given the right of representation by counsel, and of giving evidence relating to the purposes of this inquiry, and of explaining and rebutting, by cross-examination and statement, all evidence concerning their activities; and that all persons named in public hearings or in Committee statements to the press, shall, upon their request, have the right to appear before the Committee with the same rights as witnesses;"

The amended motion was carried by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: Cook, Holtz, Tripp. Total 3.

Absent and not voting: MacDonald, McCarthy. Total 2.

Excused: Dwyer, Sagunsky. Total 2.

### MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried, that House Bills Nos. 200 and 257 be taken from the Committee on Ways and Means and referred to the Committee on Highways and Highway Transportation.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

Senate Bill No. 2, introduced by Busch. A bill for an act entitled: "An act to amend Sections 59-801 and 59-802 of the Revised Codes of Montana, 1947, as amended by Chapter 93 of the Laws of Montana, 1949, by providing the mileage to be allowed to members of the Legislative Assembly, state officers, township officers, jurors, witnesses, county agents, and all other persons, except sheriffs, who may be entitled to mileage." Referred to Committee on Townships and Counties.

Senate Bill No. 54, introduced by Committee on Horticulture. A bill for an act entitled: "An act to amend Sub-division 5 of Section 90-132, Revised Codes of Montana, 1947, relating to the standard size of berry containers and net weight of contents by adding provision for one-half pint hallowcks or containers and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 55, introduced by Committee on Horticulture. A bill for an act entitled: "An act to amend Section 90-201 Revised Codes of Montana, 1947, relating to the grades of apples by eliminating 'combination fancy or second grade and 'C'; and substituting 'hail grade' in lieu of 'XFFC' grade and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 56, introduced by Hibbs. A bill for an act entitled: "An act requiring the recording by city, town and county clerks of notice of proceedings for the installation of special improvements and providing for the effect of failure to file such notice." Referred to Committee on Affairs of Cities.

Senate Bill No. 77, introduced by Gosman, Wenger, Lehrkind, Kelly, Spear, Worden. A bill for an act entitled: "An act to amend Section 25-604 of the Revised Codes of Montana, 1947, relating to the power of county commissioners to fix salaries of deputies — limitations on their power; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

Senate Bill No. 91, introduced by Mahoney and Manning. A bill for



an act entitled: "An act relating to the reorganization and consolidation of the government of the State of Montana; declaring the purposes of this act; creating the commission on reorganization of state government and prescribing the powers and duties of said commission." Referred to Committee on Public Utilities and State Commissions.

Senate Bill No. 84, introduced by Aronson, Manning, Wilson (Toole), Spear, Winters, Bovey. A bill for an act entitled: "An act to amend Section 31-117, Revised Codes of Montana, 1947, relating to the creation of a drivers' examination section of the Montana highway patrol, providing for the selection of the chief examiner, an assistant chief examiner and examiners." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 95, introduced by Kelly, Parriott. A bill for an act entitled: "An act to amend Sections 84-3001, 84-3003, 84-3004, 84-3006, 84-3007, 84-3008, 84-3010, 84-3011, and 84-3012, Revised Codes of Montana, 1947, and to repeal Section 84-3013, Revised Codes of Montana, 1947, all relating to the itinerant merchants act; by eliminating wholesalers from definition of itinerant merchant; re-defining persons not included under term itinerant merchant; providing that payment for permit of exemption shall be to cover costs; re-defining persons charged with the enforcement of this act; providing fees for licenses for each motor vehicle to be operated; providing that surety bond be countersigned by resident agent; adding provisions for cash bond; changing conditions of bond; changing provisions for revocation of licenses; providing for the Commissioner of Agriculture to make regulations; changing provisions pertaining to taking into custody motor vehicles operated in violation of the act; repealing provisions for disposition of funds; repealing all acts and parts of acts in conflict herewith, and providing an effective date." Referred to Committee on Judiciary.

Senate Bill No. 126, introduced by Ross, Tibbals, Wilson (Toole), Winters. A bill for an act entitled: "An act to amend Section 1 of Chapter 131, Laws of the Thirty-first Legislative Assembly, 1949, relating to annual vacation leave for state, county and city employees, providing who shall be entitled to vacation leave and compensation, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

Senate Bill No. 79, introduced by Moss and Wilson (Toole). A bill for an act entitled: "An act to amend Section 82-1149 of the Revised Codes of Montana of 1947; providing for an increase in the prices for state printing, and defining newspapers in which state printing shall be published, repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

Senate Bill No. 104, introduced by Aronson and Larson and Wallander. A bill for an act entitled: "An act requiring that in all cases where the laws of this state authorize the solicitation of bids or tenders for public works, improvements or other undertakings, or for the purchase of goods, commodities or property, or for the procurement of technical or special services on a bid basis, or for the sale and purchase of bonds, debentures, notes or any other forms of indebtedness of or for the State of Montana, or for any department, board or institution thereof, or for any county or municipal corporation therein, or for any other public authority organized under the laws of this state, the respective officers authorized to solicit bids or tenders in any case shall require that the bidder shall indemnify, and covenant to indemnify any such public authority against the failure or refusal of the bidder to enter into any contract awarded to the bidder or to consummate the purchase of any forms of indebtedness as the case may be, and shall accompany any bid with security for performance of such covenant; prescribing the conditions of such covenant in various cases and prescribing that such bid security shall consist of either (1) lawful money of the United States or (2) of cashier's checks, bank money orders, bank drafts or certified checks in any case drawn and issued by banks in the State of Montana, or (3) of a bid bond of a surety company authorized to do business in the State of Montana, payable to the public authority in

such amounts as may be fixed by law or by such public authority and prescribing the conditions for forfeiture of bid security or the return thereof and the limits of liability upon bid security." Referred to Committee on State Boards and Institutions.

Senate Bill No. 101, introduced by Valiton and Kelly. A bill for an act entitled: "An act amending Section 26-106, Revised Codes of Montana, 1947, relating to the State Fish and Game Warden, his qualifications, salary and duties; amending Section 26-115, Revised Codes of Montana, 1947, providing for the appointment and bond of the Superintendent of State Fisheries; amending Section 26-116, Revised Codes of Montana, 1947, relating to the salary and expenses of the superintendent of fisheries; amending Section 26-117, Revised Codes of Montana, 1947, enumerating the powers and duties of the Superintendent of State Fisheries; amending Section 26-122, Revised Codes of Montana, 1947, relating to the State Fish and Game Warden and the employment of assistance for the commission and the State Fish and Game Warden, and permitting the Fish and Game Warden, with the consent of the commission to establish department divisions and employ necessary personnel; amending Section 26-124, Revised Codes of Montana, 1947, requiring reports of the State Fish and Game Warden and of the commission; repealing all acts or parts of acts in conflict herewith; and providing for the effective date of this act." Referred to Committee on Fish and Game.

Senate Joint Memorial No. 7, introduced by Tibbals, Ross, Weydemeyer, Aronson, Kelly and Winters. "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to the Congress of the United States, United States Senators James E. Murray and Zales N. Ecton, and Representatives Mike Mansfield and Wesley A. D'Ewart, all of Washington, D. C., requesting the enactment of legislation, allowing for and directing the annual payment of grants by the United States government to the State of Montana for the use and benefit of the several counties of Montana in lieu of taxes on lands owned by the United States government in the State of Montana." Referred to Committee on Townships and Counties.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules that the maker of a motion may open debate for a period of not to exceed five minutes and may close for a period of not to exceed 3 minutes, all other members to be permitted to speak only once on the question for a period of not to exceed 5 minutes.

Esp of Sweet Grass in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Bill No. 42 be concurred in.

That consideration of House Bill No. 301 be passed for the day.

That House Bill No. 24 do pass.

That House Bill No. 186 do pass.

That House Bill No. 196 do pass.

That House Bill No. 216 do pass.

That House Bill No. 234 do pass.

That consideration of House Bill No. 303 be passed for the day.

That House Bill No. 306 do pass.

That House Bill No. 310 do pass.

That House Bill No. 337 do pass.

That House Bill No. 181 do pass.

That House Bill No. 194 do pass.

That House Bill No. 224 do pass.

That consideration of House Bill No. 266 be passed for the day.

That consideration of House Bill No. 276 be passed for the day.

That House Bill No. 290 do pass.

That consideration of Substitute House Bill No. 100 be passed for the day.

That consideration of House Joint Resolution No. 4 be passed for the day.

That House Bill No. 225 do pass.

That consideration of House Joint Memorial No. 5 be passed for the day.

ESP, Chairman.

It was moved by Esp, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by Taylor, duly seconded, that House Bill No. 24 be segregated from the report of the Committee of the Whole, which motion carried. Whereupon the report of the Committee of the Whole was adopted as amended.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 230, 294, 356, 382, 354, 381 and House Joint Memorial No. 6, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 181, 186, 194, 196, 216, 224, 225, 234, 306, 290, 310, 337 and 162.

OMHOLT, Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Bill No. 72, respectfully report as follows: That Senate Bill No. 72 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 260, respectfully report as follows: That House Bill No. 260 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 132, respectfully report as follows: That

all amendments made by the Committee on Highways and Highway Transportation be stricken with the exception of the first one and that the bill be amended as follows:

Page 1, line 20 of the Original Bill by striking out after the comma the remainder of the sentence and all of lines 21 to 32 inclusive; Page 2, by striking out lines 1 through 14 and including the word "month" of line 15, and inserting in lieu thereof the following:

"The salary of Patrolmen shall be: Patrolmen; First year \$225 per month; Second year \$250 per month; Third year \$275 per month; Fourth year \$300 per month; Fifth year and thereafter \$325 per month. Sergeants: \$337.50 per month; Asst. Supervisors: \$350.00 per month; Supervisor: \$5,000 per year. Provided further that no salary shall be decreased which is of greater amount as of January 31, 1951 as a result of this act;" and that this bill be further amended by striking out all of Section 3; and as so amended, do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 204, respectfully report as follows: That House Bill No. 204 do not pass.

SCOFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 213, respectfully report as follows: That House Bill No. 213, do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 385, respectfully report as follows: That House Bill No. 385 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 250, respectfully report as follows: That House Bill No. 250 do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 350, respectfully report as follows: That House Bill No. 350 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Joint Memorial No. 8, respectfully report as follows: That House Joint Memorial No. 8, do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 283, respectfully report as follows: That House Bill No. 283 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having

had under consideration House Bill No. 342, respectfully report as follows:  
That House Bill No. 342 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 378, respectfully report as follows:  
That House Bill No. 378 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by Bradley, duly seconded and carried, that House Bill No. 266 be taken from General Orders and re-referred to the Committee on Fish and Game.

It was moved by Aronow, duly seconded and carried, that House Bill No. 381 be taken from General Orders and be re-referred to the Committee on Oil and Gas.

It was moved by Bradley, duly seconded and carried, that House Bill No. 276 be taken from General Orders and re-referred to the Committee on Fish and Game.

It was moved by McElwain, duly seconded and carried, that House Bill No. 24 be taken from General Orders and re-referred to the Committee on Appropriations.

It was moved by Higgins, duly seconded and carried, that House Joint Memorial No. 5 be taken from General Orders and re-referred to the Committee on Constitutional Amendments and Federal Relations.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 42 was concurred in by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Higgins, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: Ammerman, Barnard, Holtz, Michels, Page (Granite), Rieder, Van Dyke. Total 7.

Absent and not voting: Barrett, Crist, Haines (Missoula), Hanford, Hawks, Jensen, Lien, Mackay, Nixon, Purdy, Working. Total 11.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 252 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Higgins, Loble, Loughran, McBride, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips,



Pierce, Prill, Reed, Rostad, Sales, Scofield, Skibby, Sykes, Taylor, Trout, Watkins, Wilson (Treasure), Mr. Speaker. Total 46.

Noes: Andersen (Richland), Atkinson, Barnard, Beck, Blikken, Clark, Cook, Emmons, Goodgame, Graybill, Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Lockridge, MacDonald, Michels, Rieder, Schiltz, Smith, Tripp, Valach, Van Dyke, Westlake, Wiedman, Wilson (Judith Basin). Total 29.

Absent and not voting: Barrett, Crist, Hanford, Hawks, Jensen, Lien, Mackay, Magnuson, Nixon, Peters, Purdy, Seifert, Working. Total 13.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 181 was passed by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Blikken, Bradley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hauge, Hess, Iten, Leuthold, Loble, Lockridge, MacDonald, Magnuson, McBride, McElwain, Michels, Norby, Omholt, Page (Missoula), Peters, Pierce, Prill, Reed, Rieder, Schiltz, Scofield, Smith, Sykes, Trout, Van Dyke, Watkins, Wiedman, Wilson (Judith Basin), Mr. Speaker. Total 48.

Noes: Anders, Andersen (Richland), Beck, Blewett, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Emmons, Harpster, Higgins, Holtz, Karlberg, Loughran, McCarthy, Mountain, O'Connor, Page (Granite), Parker, Phillips, Rostad, Sales, Skibby, Taylor, Tripp, Valach, Westlake, Wilson (Treasure), Working. Total 31.

Absent and not voting: Barrett, Hanford, Hawks, Jensen, Lien, Mackay, Nixon, Purdy, Seifert. Total 9.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 186, was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hauge, Iten, Leuthold, Loughran, Magnuson, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 53.

Noes: Anderson (Cascade), Barnard, Beck, Blikken, Clark, Cook, Corcoran, Emmons, Goodgame, Graybill, Harpster, Hess, Holtz, Karlberg, Loble, Lockridge, MacDonald, McBride, Michels, Parker, Tripp, Trout, Valach, Wilson (Judith Basin). Total 24.

Absent and not voting: Barrett, Hanford, Hawks, Higgins, Jensen, Lien, Mackay, Nixon, Purdy, Seifert, Taylor. Total 11.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 194 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Beck, Blewett, Blikken, Bradley, Brenner, Cook, Crist, Dokken, Emmons, Esp, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Mountain, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 59.

Noes: Anderson (Richland), Brownfield, Clark, Corcoran, Cowley,

Foley, Freshman, Fulton, Michels, Page (Granite), Wilson (Judith Basin). Total 11.

Absent and not voting: Barnard, Barrett, Gebhardt, Hanford, Hawks, Higgins, Jensen, Lien, MacDonald, Mackay, Nixon, Norby, Purdy, Sales, Seifert, Skibby, Taylor, Watkins. Total 18.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 196 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Clark, Corcoran, Crist, Dokken, Emmons, Esp, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Phillips, Pierce, Prill, Reed, Rieder, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 60.

Noes: Brenner, Brownfield, Cowley, Fulton, Haines (Missoula), Rostad, Wilson (Judith Basin). Total 7.

Absent and not voting: Anderson (Cascade), Barrett, Bradley, Cook, Foley, Hanford, Hawks, Higgins, Jensen, Lien, MacDonald, Mackay, Nixon, Page (Missoula), Peters, Purdy, Sales, Seifert, Skibby, Taylor, Watkins. Total 21.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 216 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cowley, Crist, Dokken, Emmons, Esp, Freshman, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hess, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 62.

Noes: Corcoran. Total 1.

Absent and not voting: Anderson (Cascade), Barrett, Brenner, Cook, Foley, Fulton, Gebhardt, Hanford, Hauge, Hawks, Higgins, Jensen, Lien, MacDonald, Mackay, McCarthy, McElwain, Nixon, Pierce, Purdy, Sales, Seifert, Skibby, Taylor, Watkins. Total 25.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 224 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rieder, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 58.

Noes: None.

Absent and not voting: Anderson (Cascade), Barrett, Bradley, Brenner, Cook, Crist, Foley, Freshman, Fulton, Gebhardt, Hanford, Hawks, Higgins, Jensen, Lien, MacDonald, Mackay, Magnuson, McCarthy, McEl-

wain, Nixon, Pierce, Purdy, Rostad, Sales, Seifert, Skibby, Taylor, Valach, Watkins. Total 30.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 225 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Corcoran, Cowley, Dokken, Esp, Freshman, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 57.

Noes: None.

Absent and not voting: Anderson (Cascade), Barrett, Bradley, Brenner, Cook, Crist, Emmons, Foley, Fulton, Gebhardt, Goodgame, Hanford, Hawks, Higgins, Jensen, Lien, MacDonald, Mackay, Magnuson, McCarthy, McElwain, Nixon, Pierce, Purdy, Sales, Seifert, Skibby, Taylor, Valach, Watkins, Wiedman. Total 31.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 234 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brenner, Clark, Corcoran, Cowley, Dokken, Esp, Freshman, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Holtz, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 56.

Noes: None.

Absent and not voting: Anderson (Cascade), Barrett, Bradley, Brownfield, Cook, Crist, Emmons, Foley, Fulton, Gebhardt, Goodgame, Haines (Missoula), Hanford, Hawks, Higgins, Iten, Jensen, Lien, MacDonald, Mackay, Magnuson, McCarthy, Nixon, Phillips, Pierce, Purdy, Sales, Seifert, Skibby, Taylor, Valach, Watkins. Total 32.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 306 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brenner, Brownfield, Clark, Corcoran, Cowley, Esp, Freshman, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Holtz, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 57.

Noes: None.

Absent and not voting: Barrett, Bradley, Cook, Crist, Dokken, Emmons, Foley, Fulton, Gebhardt, Goodgame, Haines (Missoula), Hanford, Hawks, Higgins, Iten, Jensen, Lien, MacDonald, Mackay, Magnuson, Nixon, O'Connor, Phillips, Pierce, Purdy, Sales, Seifert, Skibby, Taylor, Valach, Watkins. Total 31.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 290 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brenner, Brownfield, Corcoran, Cowley, Dokken, Esp, Freshman, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Holtz, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 56.

Noes: None.

Absent and not voting: Barrett, Bradley, Clark, Cook, Crist, Emmons, Foley, Fulton, Gebhardt, Goodgame, Haines (Missoula), Hanford, Hawks, Higgins, Iten, Jensen, Lien, MacDonald, Mackay, Magnuson, Nixon, O'Connor, Phillips, Pierce, Purdy, Sales, Seifert, Skibby, Taylor, Tripp, Valach, Watkins. Total 32.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 310 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Beck, Blewett, Blikken, Brenner, Brownfield, Cowley, Dokken, Esp, Freshman, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Holtz, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Peters, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wilson (Judith Basin), Working, Mr. Speaker. Total 51.

Noes: Atkinson, Corcoran, Wiedman, Wilson (Treasure). Total 4.

Absent and not voting: Aronow, Barrett, Bradley, Clark, Cook, Crist, Emmons, Foley, Fulton, Gebhardt, Goodgame, Haines (Missoula), Hanford, Hawks, Higgins, Iten, Jensen, Lien, MacDonald, Mackay, Magnuson, Nixon, O'Connor, Parker, Phillips, Pierce, Purdy, Sales, Seifert, Skibby, Taylor, Valach, Watkins. Total 33.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 337 was passed by the following vote:

Ayes: Anders, Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Brenner, Brownfield, Clark, Corcoran, Cowley, Dokken, Esp, Freshman, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Holtz, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Missoula), Parker, Peters, Prill, Reed, Rostad, Schiltz, Scofield, Smith, Sykes, Taylor, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 51.

Noes: Ammerman, Andersen (Richland), Page (Granite), Tripp, Wilson (Judith Basin). Total 5.

Absent and not voting: Aronow, Barrett, Blikken, Bradley, Cook, Crist, Emmons, Foley, Fulton, Gebhardt, Goodgame, Haines (Missoula), Hanford, Hawks, Higgins, Iten, Jensen, Lien, MacDonald, Mackay, Magnuson, Nixon, O'Connor, Phillips, Pierce, Purdy, Rieder, Sales, Seifert, Skibby, Valach, Watkins. Total 32.

Excused: Dwyer, Sagunsky. Total 2.

House Bill No. 162 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Brenner, Brownfield, Clark,



Corcoran, Cowley, Dokken, Esp, Freshman, Haines (Flathead), Harpster, Hauge, Holtz, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rostad, Schiltz, Seofield, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 54.

Noes: Babich, Graybill, Hess. Total 3.

Absent and not voting: Barrett, Blikken, Bradley, Cook, Crist, Emmons, Foley, Fulton, Gebhardt, Goodgame, Haines (Missoula), Hanford, Hawks, Higgins, Iten, Jensen, Lien, MacDonald, Mackay, Magnuson, Nixon, Pierce, Purdy, Reider, Sales, Seifert, Skibby, Taylor, Valach, Watkins, Working. Total 31.

Excused: Dwyer, Sagunsky. Total 2.

### MESSAGES FROM THE SENATE

February 9, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 120 by Ways and Means Committee. (By request).

House Bill No. 63 by Ways and Means Committee. (By request).

House Bill No. 37 Sales et al.

House Joint Resolution No. 3 by Loble et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 9, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 86 by Esp et al.

House Bill No. 73 by Schiltz.

House Bill No. 71 by McElwain.

House Bill No. 70 by Sykes.

House Bill No. 72 by Dwyer.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 9, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 102 by Spear.

Senate Bill No. 109 by Sawtell and Padbury.



Senate Bill No. 76 by Roads and Highways Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 154 and 177, beg leave to report that the same have this day been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Saturday, February 10, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FORTY-FIRST LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 10, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Babich, Dwyer and Jensen.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fortieth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, a majority of your Committee on Irrigation and Water Conservation, having had under consideration House Joint Memorial No. 1, respectfully report as follows: That House Joint Memorial No. 1 do pass.

SEIFERT, Chairman,  
PETERS,  
ATKINSON,  
HIGGINS,  
WILSON (Treasure),  
ITEN,  
COWLEY,  
ANDERS.

Mr. Speaker: We, a minority of your Committee on Irrigation and Water Conservation, having had under consideration, House Joint Memorial No. 1, recommend as follows:

That House Joint Memorial No. 1 be amended by striking from the title in lines 6, 7 and 8 thereof, the words: "The proposed Missouri Valley Authority and Columbia Valley Authority and for"; and in paragraph 1 thereof, by striking out in lines 3 and 4 of said Paragraph the words: "for reclamation and irrigation of Montana lands;" and inserting in lieu thereof the words: "first, for domestic use, irrigation, conservation of wild life and power for the benefit of the people of Montana";

And, in Paragraph 2 thereof, by striking out in lines 1 and 2 of said Paragraph the words: "great agricultural industries", and inserting in lieu thereof, "agricultural and business industries"; and by striking out in line 2 of said Paragraph the words: "that purpose" and inserting in lieu thereof, the words: "those purposes, together with domestic uses and conservation of wild life";

And, in Paragraph 3 thereof, by inserting in line 1 of said Paragraph after the word: "the" and before the word: "proposals", the word "present", and by inserting in line 2 of said Paragraph after the word "Authority" and before the word "would", the words: "the Pick-Sloan Plan and all other Plans proposed for the development of the Columbia and Missouri Rivers", and in the same line of said Paragraph, by striking out the words "would subjugate" and inserting in lieu thereof the words "might jeopardize"; and in lines 3, 4 and 5 of said Paragraph, by striking out the words "reclamation and irrigation to other states' interests in navigation, flood control, and public power", and inserting in lieu thereof, the words: "domestic uses, irrigation, power and preservation of wild life resources to other states' interests in domestic uses, navigation, irrigation, flood control and public power";

And, in Paragraph 4, by striking out the whole thereof, and inserting in lieu thereof, the words: "WHEREAS, Legislation pending in the Congress of the United States, on which no hearings have yet been held, might divest the State of Montana of some of its control and sovereignty over waters originating in Montana and fish and wild life within the territorial domain of Montana";

By amending Paragraph 5, by striking therefrom, the balance of said Paragraph after the word "to" in line 5 of said Paragraph, the said word "to" being the first word in said line 5 of said Paragraph, and inserting in lieu thereof, the words: "carefully consider any proposals for the development of the Columbia and Missouri Rivers, including the Missouri Valley Authority, Columbia Valley Administration, and Pick-Sloan Plan, with the view of seeing to it that any legislation passed by the Congress of the United States insures Montana of the absolute first right to its waters for the purposes herein above enumerated, and that such legislation will conclusively show that the waters of said rivers in Montana shall be used first by Montana people; and further, that such legislation plainly safeguard established water rights within the State of Montana."

And as amended, do pass.

LOBLE,  
ANDERSEN (Richland),  
BLIKKEN,  
BARNARD,  
MICHELS.

It was moved by Seifert, duly seconded, that the majority report of the Committee on Irrigation and Water Conservation be adopted.

On substitute motion, it was moved by Loble, duly seconded, that the minority report of the Committee on Irrigation and Water Conservation be adopted, which motion was lost.

The majority report of the Committee on Irrigation and Water Conservation was thereupon adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 88, respectfully report as follows: That House Bill No. 88 do not pass.

O'CONNOR, Chairman.

It was moved by O'Connor, duly seconded, that the report of the Committee on Ways and Means be adopted.

As a substitute motion, it was moved by Haines (Missoula), duly seconded, that House Bill No. 88 be printed and placed on General Orders, which motion lost by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Blewett, Brenner, Emmons, Foley, Freshman, Gebhardt, Haines (Missoula), Hanford, Hauge, Karlberg, Loughran, Mackay, McBride, McCarthy, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Prill, Reed, Rieder, Schiltz, Smith, Taylor, Tripp, Trout. Total 30.

Noes: Anders, Andersen (Richland), Atkinson, Barnard, Beck, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Esp, Fulton, Goodgame, Graybill, Haines (Flathead), Harpster, Hess, Higgins, Holtz, Iten, Leuthold, Loble, Lockridge, MacDonald, Magnuson, McElwain, Michels, Nixon, Omholt, Parker, Peters, Phillips, Pierce, Purdy, Rostad, Sales, Scofield, Skibby, Sykes, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 50.

Absent and not voting: Barrett, Crist, Hawks, Lien, Sagunsky, Seifert, Working. Total 7.

Excused: Babich, Dwyer, Jensen. Total 3.

Whereupon, the report of the Committee on Ways and Means was adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 77, 66, 61, 21, 114 and 37, House Joint Resolution No. 2.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 77 introduced by me and find the same to be correct.

EMMONS.

I have examined House Bill No. 66 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 61 introduced by me and find the same to be correct.

McELWAIN.

I have examined House Bill No. 21 introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 114 introduced by me and find the same to be correct.

SCOFIELD.

I have examined House Bill No. 37 introduced by me and find the same to be correct.

SALES.

I have examined House Joint Resolution No. 2 introduced by me and find the same to be correct.

LOBLE.

The Speaker signed the following in Open Session: House Joint Resolution No. 2, House Bills Nos. 21, 66, 61, 77, 37, and 114.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:00 P. M.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 37, 77, 114, 61, 21, 66, and House Joint Resolution No. 2, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 12:43 o'clock P. M. delivered to the Governor for his approval.

BROWNFIELD, Vice Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 22 and Substitute House Bill No. 44; House Bills Nos. 160, 195, 233, 305, 369, 376, 399 and 400, and Substitute House Bills Nos. 143 and 247, beg leave to report that the same have this date been returned correctly printed.

ANDERS, Vice Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 206, respectfully report as follows: That House Bill No. 206 be amended as follows:

Strike the period from the Title in line 6 following the word "counties" and add in place thereof a comma and add the following words: "And authorizing county commissioners to exchange such reserved mineral interests for royalty."

In line 14 by adding the letter "s" to the word "conveyance";

And by adding to Section 1 the following: The Commissioners of counties which heretofore, in conveyances of real property, have reserved interests in the oil, gas and other minerals in and under such real property, are hereby authorized to negotiate with the owners of the real property conveyed and to exchange quit claim deeds and royalty assignments or contract with such owners for the purpose of exchanging such reserved mineral interests for royalty interests in the oil and gas produced and saved from the said real property;

And as amended, recommend that same do pass.

SKIBBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 325, respectfully report as follows: That House Bill No. 325 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 281, respectfully report as follows: That House Bill No. 281 do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 443, respectfully report as follows: That House Bill No. 443 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had

under consideration House Bill No. 331, respectfully report as follows: That House Bill No. 331 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 417, respectfully report as follows: That House Bill No. 417 be amended as follows:

In Section 1, line 24, by striking out the period and quotation mark at the end of the paragraph, and by inserting in lieu thereof a semicolon, and by adding the following: "provided, that in the case of isolated, home-bound or incapacitated pupils for whom no regular school is provided, such fees for elementary students shall be paid by the district of residence from the general fund, and in the case of high school students from the high school transfer fund of county of residence; fees for students taking enrichment courses may either be paid by the pupil or the school attended, and adults taking citizenship preparation courses shall pay their own fees."

And as amended, recommend that same be referred to the Committee on Appropriations.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 238, respectfully report as follows: That House Bill No. 238 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 191, respectfully report as follows: That House Bill No. 191 be amended as follows:

By underlining the words "Higher Education System of Montana" in line 20

And as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 207, respectfully report as follows: That House Bill No. 207 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 368, respectfully report as follows: That House Bill No. 368 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 282, respectfully report as follows: That House Bill No. 282 do pass.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 330, respectfully report as follows: That House Bill No. 330 be referred to the Appropriations Committee.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had



under consideration House Bill No. 392, respectfully report as follows: That House Bill No. 392 be referred to the Appropriations Committee.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Joint Memorial No. 3, respectfully report as follows: That House Joint Memorial No. 3 do pass.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Joint Memorial No. 7, respectfully report as follows: That House Joint Memorial No. 7 do pass.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 237, respectfully report as follows: That House Bill No. 237 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 163, respectfully report as follows: That House Bill No. 163 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 178, respectfully report as follows: That House Bill No. 178 be amended as follows:

Amend Section 1, in lines 10 and 11 of the original typewritten bill, after the words "before the" in line 10, by striking out the words: "commencement of an action or proceeding" and inserting in lieu thereof the words: "controversy arose".

And that, as so amended, House Bill No. 178 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 179, respectfully report as follows: That House Bill No. 179 be amended as follows:

Amend Section 1, on line 14 of the original typewritten bill, by striking out the word and figures: "three (3)" and inserting in lieu thereof the word and figure: "ten (10)".

And that, as so amended, House Bill No. 179 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 297, respectfully report as follows: That House Bill No. 297 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 312, respectfully report as follows: That House Bill No. 312 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 319, respectfully report as follows: That House Bill No. 319 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 351, respectfully report as follows: That House Bill No. 351 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 352, respectfully report as follows: That House Bill No. 352 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 365, respectfully report as follows: That House Bill No. 365 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 374, respectfully report as follows: That House Bill No. 374 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 289, respectfully report as follows: That House Bill No. 289 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 146, respectfully report as follows: That House Bill No. 146 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 299, respectfully report as follows: That House Bill No. 299 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 92, respectfully report as follows: That House Bill No. 92 be amended as follows:

In line 30, page 1, of the original bill, strike out the period in Section 1 (f) and insert in lieu thereof a semicolon (;) and inserting thereafter the following words: "central warehouses or warehouses distributing or selling to a selective group of stores or retailers, shall be considered to be a distributor under the terms of this act."

Strike Section 2 and re-number subsequent sections.

And as amended, do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had

under consideration House Bill No. 209, respectfully report as follows:  
That House Bill No. 209 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 210, respectfully report as follows:  
That House Bill No. 210 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 208, respectfully report as follows:  
That House Bill No. 208 do pass.

O'CONNOR, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried, that the House reconsider its action of yesterday in adopting an adverse Committee report on House Bill No. 311.

It was moved by O'Connor, duly seconded and carried, that House Bill No. 311 be re-referred to the Committee on Ways and Means.

### INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees, House Bill No. 448 being introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 448, introduced without previous notice by Appropriations Committee. A bill for an act entitled: "An act authorizing the State Board of Examiners to hear, audit, and determine the claim of Harley Wagner for damages to his property, and appropriating money from the highway fund for the settlement of such claim not exceeding the sum of five hundred dollars (\$500.00)." Referred to Committee on Appropriations.

Senate Bill No. 76, introduced by Committee on Roads and Highways. A bill for an act entitled: "An act to amend Section 31-135 of the Revised Codes of Montana, 1947, relating to the driver licenses issued to operators and chauffeurs driving motor vehicles upon highways of and in the State of Montana; and providing for the suspension of those driver licenses marked 'provisional', and repealing Section 31-139 of the Revised Codes of Montana, 1947; providing, that after December 31, 1951, such operators and chauffeurs shall be licensed for two (2) years and that a license fee of three dollars (\$3.00) shall be charged for each license; providing, that from January 1, 1952 and until December 31, 1952, inclusive, applicants for such licenses shall be classified according to birthdates, as follows: (1) applicants born prior to January 1, 1910; (2) applicants born on or after January 1, 1910; providing license fees for such licenses for such period from January 1, 1952, and until December 31, 1952, inclusive, to be paid by applicants of each class for such licenses; providing that this act shall be in full force and effect from and after December 31, 1951, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 102, introduced by Spear. A bill for an act entitled: "An act authorizing Orr Baker, Alice Lupton, Anna L. Trusler and Roy Smallwood, their heirs and assigns, to impound, divert and appropriate in and from the Baker reservoir in the State of Montana, annually 247 acre feet of the waters of Ash creek for the irrigation of 235 acres of land in the State of Wyoming." Referred to Committee on Irrigation and Water Conservation.

Senate Bill No. 109, introduced by Sawtell and Padbury. A bill for an act entitled: "An act to amend Section 35-104 and Section 35-128, Revised Codes of Montana, 1947, relating to notice, hearing and creation of authority for cities and counties under the housing authorities law; to provide that eight per cent (8%) of the legal voters within the territorial boundaries where such authority is sought to be established shall file petition for a public hearing as provided in said sections." Referred to Committee on Affairs of Cities.

The Speaker appointed the following Select Committee authorized on motion of February 9, 1951, to investigate subversive and un-American activities in the State of Montana: Wiedman, Chairman, Gebhardt, Vice Chairman, Smith, Westlake and Barrett.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole, for consideration of General Orders under the rules of the previous sitting.

Magnuson of Lewis and Clark in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Substitute House Bill No. 100 be amended in Section 1 by striking out in lines 49, 50 and 51, page 2, the words "One member of said Committee shall be from Financial Districts 1, 2 or 3; one shall be from Financial Districts 5 or 6; and one shall be from Financial Districts 4, 7, 8, 9, 10, 11, or 12" and be further amended in Section 2 by inserting in line 11, page 3, after the word "authority" and before the word "to" the words "with the approval of the Executive Committee." and be further amended in Section 2, by inserting on page 3, line 12, of the printed bill after the comma following the word "personnel" the following words: "provided, however, that all persons employed or performing duties principally as engineers, must be so qualified and so registered under the Montana Civil Engineers' Registration Act of 1947;" and be further amended in Section 2 by striking out in line 14, page 3, the words "shall hold office at the pleasure of the State Highway Commission." and inserting in lieu thereof the words "may be removed from office by the State Highway Commission only for cause and after due hearing" and that as so amended do pass.

That House Bill No. 154 do pass.

That House Bill No. 177 do pass.

That House Bill No. 105 do pass.

That House Bill No. 301 be amended in section 1 by striking out in lines 5, 6, and 7 the words: "The fiduciary may require distributees to post a bond so that he will be protected against the contingency of future levies for back tax due from the decedent or the estate." and that as so amended do pass.

That House Bill No. 303 do pass.

That House Joint Resolution No. 4 do pass.

That House Bill No. 230 do pass.

That House Bill No. 294 do pass.

That House Bill No. 356 be amended by striking out in line 9 of the printed bill the words "parking regulations, which shall have the force and effect of ordinances," and inserting in lieu thereof the words "by resolution parking regulations, for the purpose of" and that as so amended do pass.

That House Bill No. 354 do pass.

That House Joint Memorial No. 6 do pass.

That the enacting clause of House Bill No. 382 be stricken.

MAGNUSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 154, 177, and 303.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bill correctly enrolled: House Bill No. 63.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 63 introduced by me and find the same to be correct.

O'CONNOR.

The Speaker signed House Bill No. 63 in open session.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 154 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Anders, Barrett, Brenner, Crist, Freshman, Haines (Missoula), Hawks, Lien, Loughran, Mackay, Nixon, O'Connor, Page (Granite), Sagunsky, Seifert, Sykes, Taylor, Westlake, Wiedman, Working. Total 20.

Excused: Babich, Dwyer, Jensen. Total 3.

House Bill No. 177 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Anders, Barrett, Brenner, Crist, Freshman,



Haines (Flathead), Hawks, MacDonald, Mackay, Nixon, O'Connor, Page (Granite), Rostad, Seifert, Taylor, Westlake, Wiedman, Working. Total 18.

Excused: Babich, Dwyer, Jensen. Total 3.

House Bill No. 303 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Higgins, Iten, Karlberg, Leuthold, Loble, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Page (Missoula), Parker, Pierce, Prill, Purdy, Reed, Rieder, Sales, Scofield, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 59.

Noes: Anderson (Cascade), Hanford, Holtz, Lockridge, Omholt, Peters, Phillips, Schiltz, Skibby, Wiedman. Total 10.

Absent and not voting: Anders, Babich, Barrett, Brenner, Crist, Freshman, Hawks, Jensen, Lien, MacDonald, Mackay, Nixon, O'Connor, Page (Granite), Rostad, Seifert, Taylor, Westlake, Working. Total 19.

Excused: Dwyer, Sagunsky. Total 2.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 63 do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 2:40 o'clock P. M. delivered to the Governor for his approval.

BROWNFIELD, Vice Chairman.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Sunday, February 11, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

## FORTY-SECOND LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 11, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On Roll Call, all members were present except the following who were excused: Babich, Dwyer, Jensen and O'Connor. The following were absent: Aronow, Crist, Hess, Nixon, Rieder and Westlake.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-first Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Joint Memorial No. 6, House Joint Resolution No. 4 and House Bills Nos. 105, 230, 294, 301, 354 and 356.

OMHOLT, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 408, respectfully report as follows: That House Bill No. 408 do not pass.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration Senate Bill No. 36, respectfully report as follows: That Senate Bill No. 36 be amended as follows: Amend Section 4 of Senate Bill 36 by striking out in line 4 of the printed bill the period following the word "it" and inserting in lieu thereof a semicolon; and by adding the words: "provided, however, that before any return of investments in such housing shall accrue to any housing authority there shall first be paid to any state and/or political subdivision thereof, annual sums in lieu of taxes which amounts so paid for any year, upon such property, shall not exceed the taxes which would be paid to the state and/or subdivision thereof, as the case may be, upon such property if it were not exempt from taxation, with such further allowances as may be considered to be appropriate for expenditures by the government for streets, utilities or other public services to serve such property." And as so amended, be concurred in.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 231, respectfully report as follows: That House Bill No. 231 be amended as follows: On page 1, lines 20 and 21, by deleting the words "a special election shall be called, at which the following proposition only shall be submitted;" and by inserting in lieu thereof the words "the following proposition shall be placed upon the ballot at the next regular city election, provided the petition be filed at least sixty days prior to the date of such election;" and that it be further amended in line 27, page 1, by deleting the word "special" and that as amended, recommend that same do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 343, respectfully report as follows: That House Bill No. 343 do not pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 425, respectfully report as follows: That House Bill No. 425 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 265, respectfully report as follows: That House Bill No. 265 do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 334, respectfully report as follows: That House Bill No. 334 do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions,

having had under consideration House Bill No. 241, respectfully report as follows: That House Bill No. 241 do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 226, respectfully report as follows: That House Bill No. 226 do not pass.

SKIBBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 12, respectfully report as follows: That Senate Bill No. 12 be concurred in.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 345, respectfully report as follows: That House Bill No. 345 do not pass.

SCOFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 397, respectfully report as follows: That House Bill No. 397 do not pass.

SCOFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 97, respectfully report as follows: That House Bill No. 97 do not pass, but that Substitute House Bill No. 97, a bill for an act entitled: "An act to provide for a separate account in the county treasurer's office for funds received from the United States government or the State of Montana for veterans on-farm training programs in the various school districts of the State of Montana; providing for the board of trustees of each district operating such program to arrange for this account and disburse its funds separate and apart from all other budgets and accounts of the said districts; providing for the transfer of accumulated balances in the veterans training program account and finally providing that the rules and regulations for the establishment and operation of this account be formulated by the State Examiner." do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 232, respectfully report as follows: That House Bill No. 232 be amended as follows: In Section 3, page 10, line 18, by striking out the balance of line 18 beginning with the words "the actual", and by striking lines 19, 20, 21, 22 and that portion of line 23 ending with the figures "(\$200.00)", and by inserting in lieu thereof the following: "one hundred and fifty dollars (\$150.00) in the case of attendance at a high school with an average number belonging up to one hundred (100) pupils; one hundred and twenty-five dollars (\$125.00) in case of attendance at a high school with an average number belonging from one hundred one (101) to four hundred (400); and one hundred dollars (\$100.00) in case of attendance at a high school with an average number belonging over four hundred (400);" and in Section 3, page 11, line 17, by striking out the remainder of the page beginning with the word "Whenever", and that first portion of page 12 ending with the words "such school." in line 9, and by inserting in lieu thereof the following: "Whenever pupils are inmates of the Montana State Orphans Home at Twin Bridges and attend the public high school in Twin Bridges, the latter school shall be reim-

bursed from the state public school equalization fund at the rate of two hundred and fifty dollars (\$250.00) for each such pupil; provided, however, that this amount of tuition is not to be considered as a part of state equalization aid. Application for this tuition from the state is to be made in the same manner and at the same time as for regular state equalization aid." and as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 235, respectfully report as follows: That House Bill No. 235 be amended as follows: In Section 2, (5), page 4, line 10, by striking out the balance of line 10 beginning with the words "the actual", and by striking out lines 11, 12 and 13, and inserting in lieu thereof the following: "an amount based on the following tuition rates: in the case of attendance at an elementary school with an average number belonging up to one hundred (100), the tuition to be paid shall be one hundred and fifty dollars (\$150.00); where the school attended has an average number belonging between one hundred one (101) and three hundred (300); the tuition shall be one hundred and twenty-five dollars (\$125.00); and where the school attended has an average number belonging over three hundred (300), the tuition rate shall be one hundred dollars (\$100.00) per pupil." and on page 4, line 20, by deleting the word "should" and inserting in lieu thereof the word "shall" and as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

#### MESSAGES FROM THE SENATE

February 10, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and not concurred in and the bill is herewith returned to the House:

House Bill No. 55 by Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 10, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in as amended, title and history agreed to and the same is herewith returned to the House for concurrence in Senate amendments:

House Bill No. 30 by Smith.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 10, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 123 by Bradley.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## INTRODUCTION OF BILLS

The following bill was introduced, read first and second times, and referred to the following Committee:

Substitute House Bill No. 97, introduced by Committee on Education. A bill for an act entitled: "An act to provide for a separate account in the county treasurer's office for funds received from the United States government or the State of Montana for veterans on-farm training programs in the various school districts of the State of Montana; providing for the board of trustees of each district operating such program to arrange for this account and disburse its funds separate and apart from all other budgets and accounts of the said districts; providing for the transfer of accumulated balances in the veterans training program account and finally providing that the rules and regulations for the establishment and operation of this account be formulated by the State Examiner." Referred to Committee on Printing.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Joint Memorial No. 6 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Peters, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Ammerman, Aronow, Corcoran, Crist, Freshman, Hess, McBride, Nixon, Parker, Phillips, Rieder, Sagunsky, Westlake. Total 13.

Excused: Babich, Dwyer, Jensen, O'Connor and Taylor. Total 5.

House Joint Resolution No. 4 was passed by the following vote:

Ayes: Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Cowley, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Lockridge, Loughran, Mackay, McElwain, Norby, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 47.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Holtz, Karlberg, Lien, Loble, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Page (Granite), Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 29.

Absent and not voting: Aronow, Corcoran, Crist, Freshman, Hess, Nixon, Rieder, Sagunsky and Westlake. Total 9.

Excused: Babich, Dwyer, Jensen, O'Connor and Taylor. Total 5.

It was moved by McElwain, duly seconded and carried, that Third Reading of House Bill No. 105 be passed for the day.



House Bill No. 230 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Aronow, Corcoran, Crist, Hess, Holtz, Nixon, Rieder, Sagunsky, Tripp, Westlake. Total 10.

Excused: Babich, Dwyer, Jensen, O'Connor and Taylor. Total 5.

House Bill No. 294 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Aronow, Corcoran, Crist, Hess, Holtz, Loble, Magnuson, Nixon, Rieder, Sagunsky, Tripp, Watkins, Westlake. Total 13.

Excused: Babich, Dwyer, Jensen, O'Connor and Taylor. Total 5.

House Bill No. 301 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Sykes, Wilson (Judith Basin), Working, Mr. Speaker. Total 69.

Noes: Atkinson, Brenner, Brownfield, Omholt, Rostad and Wiedman. Total 6.

Absent and not voting: Aronow, Corcoran, Crist, Haines (Missoula), Hess, Holtz, Nixon, Rieder, Sagunsky, Westlake. Total 10.

Excused: Babich, Dwyer, Jensen, O'Connor and Taylor. Total 5.

House Bill No. 354 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Dokken, Emmons, Esp, Foley, Freshman,

Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 70.

Noes: Harpster, Norby, Page (Granite), Rostad, Sales, Skibby. Total 6.

Absent and not voting: Aronow, Corcoran, Crist, Hess, Holtz, Nixon, Rieder, Sagunsky, Westlake. Total 9.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 356 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Peters, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: Esp, Phillips, Scofield. Total 3.

Absent and not voting: Aronow, Crist, Hess, Holtz, Nixon, Parker, Rieder, Sagunsky, Westlake. Total 9.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Sales of Gallatin in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 179 do pass.

That House Bill No. 207 do pass.

That House Bill No. 22 do pass.

That consideration of Substitute House Bill No. 44 be passed for the day.

That House Bill No. 160 do pass.

That House Bill No. 195 do pass.

That House Bill No. 233 do pass.

That Substitute House Bill No. 143 do pass.

That House Bill No. 247 do pass.

That consideration of House Bill No. 305 be passed for the day.

That House Bill No. 369 do pass.

That House Bill No. 399 do pass.

That House Bill No. 400 do pass.

That the enacting clause of House Bill No. 376 be stricken.

SALES, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 22, 160, 179, 195, 207, 233, 247, 369, 399 and 400, and Substitute House Bill No. 143.

OMHOLT, Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 199, respectfully report as follows: That House Bill No. 199 be amended as follows: Amend original bill by striking out in line 16 after the word "commissioners" the remainder of the sentence and all lines 17 through 20 and to include the under-lined portion of line 21, and insert in lieu thereof the words "is entitled to twelve dollars (\$12.00)." and as so amended do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 17, respectfully report as follows: That Senate Bill No. 17 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 71, respectfully report as follows: That Senate Bill No. 71 be not concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 273, respectfully report as follows: That House Bill No. 273 be amended as follows: In line 16 after the word "highways" by inserting the words "excepting U. S. numbered highways,". And as so amended do pass.

BRADLEY, Chairman.

Report adopted.

#### MESSAGES FROM THE SENATE

February 10, 1951.

Mr. Speaker:

On motion of Senator Liggett, the request of the House of February 3, 1951 for copies of "Montana State Employees' Salary Report", compiled as per Senate Finance and Claims Committee Resolution of January 4, 1951, was granted.

A copy for each member is delivered herewith.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 22 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Blikken, Crist, Karlberg, Nixon, Rieder, Sagunsky, Working. Total 7.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

Substitute House Bill No. 143 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Norby, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 76.

Noes: Michels. Total 1.

Absent and not voting: Blikken, Brenner, Crist, Karlberg, Nixon, Rieder, Sagunsky, Working. Total 8.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 160 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: Iten and Tripp. Total 2.

Absent and not voting: Blikken, Brenner, Crist, Karlberg, Magnuson, Nixon, Phillips, Rieder, Sagunsky, Working. Total 10.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.



House Bill No. 179 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Blikken, Brenner, Crist, Karlberg, Nixon, Phillips, Rieder, Sagunsky, Working. Total 9.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 195 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Blikken, Crist, Karlberg, Nixon, Rieder, Working. Total 6.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 207 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Schiltz, Scofield, Smith, Sykes, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: Fulton, Norby, Pierce, Rostad, Sagunsky, Sales, Seifert, Skibby, Watkins. Total 9.

Absent and not voting: Andersen (Richland), Blikken, Brenner, Crist, Karlberg, Nixon, Rieder, Valach, Working. Total 9.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 233 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Good-



game, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 70.

Noes: Anders, Tripp and Wilson (Judith Basin). Total 3.

Absent and not voting: Blikken, Bradley, Brenner, Crist, Freshman, Iten, Karlberg, Nixon, Norby, Purdy, Rieder, Working. Total 12.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 247, was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Blikken, Bradley, Brenner, Cook, Crist, Freshman, Karlberg, Nixon, Purdy, Rieder, Sagunsky, Working. Total 12.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 369 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Brownfield, Clark, Cook, Cowley, Dokken, Emmons, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Parker, Prill, Purdy, Reed, Sales, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin), Mr. Speaker. Total 53.

Noes: Bradley, Corcoran, Esp, Gebhardt, Haines (Missoula), Hanford, Hawks, Higgins, Mackay, Norby, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Rostad, Scofield, Skibby, Watkins, Wiedman, Wilson (Treasure). Total 22.

Absent and not voting: Blikken, Brenner, Crist, Karlberg, Nixon, Rieder, Sagunsky, Schiltz, Seifert, Working. Total 10.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 399 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van

Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: Iten. Total 1.

Absent and not voting: Blikken, Brenner, Crist, Karlberg, Nixon, Parker, Rieder, Sagunsky, Schiltz, Seifert, Working. Total 11.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

House Bill No. 400 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Blikken, Brenner, Crist, Iten, Karlberg, Nixon, Rieder, Sagunsky, Schiltz, Seifert, Working. Total 11.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 87 respectfully report as follows: That House Bill No. 87 be amended as follows (all amendments in the original typewritten bill): In line 28 on page 1, after the word "safety" strike out the words "and health"; beginning at the end of line 28 and continuing at the beginning of line 29 on page 1, strike out the word "commission" and insert in lieu thereof the word "board"; on page 2, line 5, strike out the words "and Health"; on page 2, line 11, strike out the word "health"; on page 2, strike out entirely lines 12, 13, 14, 15, and 16; on page 2, after the word "committees" in line 32, insert the following words: "to deal with specified industries"; on page 3, line 1, after the word "thereto" insert the following words: "The membership of each committee shall consist of at least five members, two-fifths of which number shall represent labor, two-fifths shall represent employers, and one-fifth represent the general public. One person representing the general public shall be chairman of each committee. No code may be adopted by the Industrial Accident Board without the approval of said committee."; in line 28, page 3, strike out the first three words in said line; on page 3, line 31, strike out the word "Chairman" and insert in lieu thereof the word "Board"; on page 4, line 4, strike out the three consecutive words "Chairman of the"; on page 4, line 20, after the word "decision." strike out the remainder of paragraph (a); on page 5, line 3, strike out the comma after the word "employer" and in the same line strike out the word "owner" and insert in lieu thereof the word "employee"; on page 5, strike out lines 4 to 17, inclusive, and insert in lieu thereof the following: "intentionally refuses to comply with any safety code adopted by the Board, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars (\$500.00)."; and as amended, recommend that same do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and

Safety, having had under consideration House Bill No. 339, respectfully report as follows: That House Bill No. 339 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 363, respectfully report as follows: That House Bill No. 363 be amended as follows: Amend the title, in lines 3 and 4 of the original typewritten bill, by striking the words and figures: "AND SECTION 84-3707"; Further amend the title, in lines 5 and 6 of the original typewritten bill, by striking the words: "AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT"; Strike out all of Section 2; renumber Section 3 to read "SECTION 2." and that, as so amended, House Bill No. 363 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 341, respectfully report as follows: That House Bill No. 341 be amended as follows: Amend the title, in line 6 of the original typewritten bill, by striking the word and figures: "TEN (\$10.00)", and inserting in lieu thereof the word and figures "EIGHT (\$8.00)"; Amend Section 1, in line 15 of the original typewritten bill, by striking the words and figures: "Ten Dollars (\$10.00)", and inserting in lieu thereof the words and figures: "Eight Dollars (\$8.00)"; and that, as so amended, House Bill No. 341 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 316, respectfully report as follows: That House Bill No. 316 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 318, respectfully report as follows: That House Bill No. 318 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 321, respectfully report as follows: That House Bill No. 321 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 322, respectfully report as follows: That House Bill No. 322 do pass.

WIEDMAN, Chairman.

Report adopted.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Sales of Gallatin in the Chair. Committee arose.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 86 be concurred in.

That Senate Amendments to House Bill No. 73 be concurred in.

That Senate Amendments to House Bill No. 71 be concurred in.  
 That Senate Amendments to House Bill No. 70 be concurred in.  
 That Senate Amendments to House Bill No. 72 be concurred in.  
 That Senate Amendments to House Bill No. 30 be concurred in.  
 That Senate Bill No. 24 be concurred in.  
 That Senate Bill No. 18 be concurred in.  
 That Senate Bill No. 72 be concurred in.

SALES, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 86 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Leuthold, Lien, Loble, Lockridge, MacDonald, McBride, Michels, Norby, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 65.

Noes: Esp, McElwain, Scofield. Total 3.

Absent and not voting: Anderson (Cascade), Blikken, Brenner, Crist, Haines (Flathead), Holtz, Karlberg, Loughran, Mackay, Magnuson, McCarthy, Mountain, Nixon, Parker, Sykes, Valach, Working. Total 17.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

Senate Amendments to House Bill No. 73 was concurred in by the following vote:

Ayes: Ammerman, Barnard, Barrett, Beck, Blewett, Brownfield, Clark, Cook, Corcoran, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Higgins, Iten, Lien, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Phillips, Prill, Reed, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 59.

Noes: None.

Absent and not voting: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Blikken, Bradley, Brenner, Cowley, Crist, Hanford, Hawks, Holtz, Karlberg, Leuthold, Loble, Mackay, Nixon, Parker, Peters, Pierce, Purdy, Rieder, Sales, Wilson (Judith Basin), Working. Total 26.

Excused: Babich, Dwyer, Jensen, O'Connor, Taylor. Total 5.

Senate Amendments to House Bill No. 71 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Barnard, Barrett,



Beck, Blewett, Brownfield, Clark, Dokken, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Harpster, Hauge, Hess, Higgins, Iten, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Norby, Omholt, Page (Granite), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Schiltz, Bradley, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 58.

Noes: Watkins. Total 1.

Absent and not voting: Blikken, Brenner, Corcoran, Crist, Karlberg, Loble, Page (Missoula), Rieder, Working. Total 9.

Excused: Anders, Andersen (Richland), Atkinson, Babich, Cook, Cowley, Foley, Haines (Flathead), Hanford, Hawks, Holtz, Jensen, Leuthold, Michels, Nixon, Peters, Purdy, Sales, Taylor, Wilson (Judith Basin), Dwyer, O'Connor. Total 22.

Senate Amendments to House Bill No. 70 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blewett, Brenner, Brownfield, Clark, Corcoran, Dokken, Emmons, Esp, Freshman, Gebhardt, Goodgame, Graybill, Harpster, Hauge, Iten, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 56.

Noes: None.

Absent and not voting: Blikken, Bradley, Crist, Fulton, Hess, Higgins, Karlberg, Loble, Norby, Page (Missoula), Rieder, Westlake, Working. Total 13.

Excused: Anders, Andersen (Richland), Atkinson, Babich, Cook, Cowley, Dwyer, Foley, Haines (Flathead), Hanford, Hawks, Holtz, Jensen, Leuthold, Nixon, O'Connor, Peters, Purdy, Sales, Taylor, Wilson (Judith Basin). Total 21.

Senate Amendments to House Bill No. 72 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Dokken, Emmons, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Harpster, Hauge, Hess, Higgins, Iten, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 59.

Noes: None.

Absent and not voting: Barnard, Blikken, Crist, Esp, Karlberg, Loble, MacDonald, Rieder, Westlake, Working. Total 10.

Excused: Anders, Andersen (Richland), Atkinson, Babich, Cook, Cowley, Dwyer, Foley, Haines (Flathead), Hanford, Hawks, Holtz, Leuthold, Nixon, Peters, Purdy, Sales, Taylor, Wilson (Judith Basin), O'Connor, Jensen. Total 21.

Senate Amendments to House Bill No. 30 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Barnard, Barrett,



Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Dokken, Freshman, Fulton, Gebhardt, Haines (Missoula), Harpster, Hauge, Hess, Iten, Lien, Lockridge, Loughran, Mackay, Magnuson, McCarthy, McElwain, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Trout, Van Dyke, Watkins, Wilson (Treasure), Mr. Speaker. Total 50.

Noes: Emmons, Goodgame, Graybill, McBride, Sykes, Tripp, Valach, Wiedman. Total 8.

Absent and not voting: Blikken, Crist, Esp, Higgins, Karlberg, Loble, MacDonald, Rieder, Westlake, Working. Total 10.

Excused: Anders, Andersen (Richland), Atkinson, Babich, Cook, Cowley, Dwyer, Foley, Haines (Flathead), Hanford, Hawks, Holtz, Jensen, Leuthold, Michels, Nixon, O'Connor, Peters, Purdy, Sales, Taylor, Wilson (Judith Basin). Total 22.

Senate Bill No. 24 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Dokken, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Missoula), Harpster, Hauge, Hess, Higgins, Iten, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McCarthy, McElwain, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 59.

Noes: None.

Absent and not voting: Blikken, Crist, Graybill, Karlberg, Loble, Rieder, Rostad, Westlake, Working. Total 9.

Excused: Anders, Andersen (Richland), Atkinson, Babich, Cook, Cowley, Dwyer, Foley, Haines (Flathead), Hanford, Hawks, Holtz, Jensen, Leuthold, Michels, Nixon, O'Connor, Peters, Purdy, Sales, Taylor, Wilson (Judith Basin). Total 22.

Senate Bill No. 18 was concurred in by the following vote:

Ayes: Ammerman, Barnard, Barrett, Beck, Bradley, Brenner, Clark, Corcoran, Emmons, Esp, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Harpster, Hauge, Hess, Higgins, Iten, Lien, Lockridge, Mackay, Magnuson, McBride, McElwain, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Schiltz, Dokken, Scofield, Seifert, Skibby, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Norby, Wilson (Treasure), Mr. Speaker, Anderson (Cascade). Total 51.

Noes: Blewett, Brownfield, Freshman, Loughran, McCarthy, Mountain, Omholt. Total 7.

Absent and not voting: Aronow, Blikken, Crist, Karlberg, Loble, MacDonald, Rieder, Smith, Westlake, Working. Total 10.

Excused: Anders, Andersen (Richland), Atkinson, Babich, Cook, Cowley, Dwyer, Foley, Haines (Flathead), Hanford, Hawks, Holtz, Jensen, Leuthold, Michels, Nixon, O'Connor, Peters, Purdy, Sales, Taylor, Wilson (Judith Basin). Total 22.

Senate Bill No. 72 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Harpster, Hauge, Hess, Higgins, Iten, Lien, Lockridge, Loughran, Magnuson, Mc-

Bride, McCarthy, McElwain, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Reed, Rostad, Sagunsky, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 56.

Noes: None.

Absent and not voting: Aronow, Blikken, Crist, Dokken, Karlberg, Loble, MacDonald, Mackay, Rieder, Schiltz, Westlake, Working. Total 12.

Excused: Anders, Andersen (Richland), Atkinson, Babich, Cook, Cowley, Dwyer, Foley, Haines (Flathead), Hanford, Hawks, Holtz, Jensen, Leuthold, Michels, Nixon, O'Connor, Peters, Purdy, Sales, Taylor, Wilson (Judith Basin). Total 22.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Monday, February 12, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

#### FORTY-THIRD LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 12, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On Roll Call, all members were present except the following who were excused: Cowley, Jensen, Holtz, and Taylor.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-second Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: Substitute House Bill No. 100.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 52, 253, 222 and 394, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 20, respectfully report as follows: That House Bill No. 20 do not pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 360, respectfully report as follows: That House Bill No. 360 do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 218, respectfully report as follows: That House Bill No. 218 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 246, respectfully report as follows: That House Bill No. 246 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 271, respectfully report as follows: That House Bill No. 271 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 292, respectfully report as follows: That House Bill No. 292 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 313, respectfully report as follows: That House Bill No. 313 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 315, respectfully report as follows: That House Bill No. 315 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 245, respectfully report as follows: That House Bill No. 245 do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 264, respectfully report as follows: That House Bill No. 264 do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 338, respectfully report as follows: That House Bill No. 338 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 413, respectfully report as follows: That House Bill No. 413 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 445, respectfully report as follows: That House Bill No. 445 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having

had under consideration House Bill No. 291, respectfully report as follows: That House Bill No. 291 be referred to the Education Committee.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 327, respectfully report as follows: That House Bill No. 327 be referred to the Judiciary Committee.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 296, respectfully report as follows: That House Bill No. 296 be amended as follows:

Amend the title in line 11 and 12 by striking out the words and figures "four thousand dollars (\$4,000)" and inserting in lieu thereof, the words and figures "three thousand seven hundred fifty dollars (\$3,750)" and further amending line 16, page 2 by striking the figures "\$4,000.00" and inserting the figures "\$3,750.00". And as so amended, do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 156, respectfully report as follows: That House Bill No. 156 do not pass.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 236, respectfully report as follows: That House Bill No. 236 be amended as follows:

Line 14, Section 1, after the word "time" insert the words "in any event not less than one hour" and to strike the period and add comma and insert the words "provided that any such employer shall be permitted to stagger the times such employees may absent themselves"; and, as amended, recommend it do pass.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 427, respectfully report as follows: That House Bill No. 427 do not pass.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 429, respectfully report as follows: That House Bill No. 429 do pass.

HARPSTER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration Senate Joint Memorial No. 3, respectfully report as follows: That Senate Joint Memorial No. 3 be concurred in.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 329, respectfully report as follows: That House Bill No. 329 do pass.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 422, respectfully report as follows: That House Bill No. 422 do not pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 276, respectfully report as follows: That House Bill No. 276 be amended as follows:

By inserting in the second line of the title after the figures "1947" the words "as amended by Chapter 37 Montana Session Laws 1949", and further amending Section 1, page 2 in line 3 by changing the semicolon to a period after the words "yellow legs" and striking out the words "and mourning or turtle doves."

Further amend the bill in Section 1, line 1, by adding after the figures "1947" the words, "as amended by Chapter 37, Montana Session Laws, 1949", and as so amended, do pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 269, respectfully report as follows: That House Bill No. 269 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 212, respectfully report as follows: That House Bill No. 212 do not pass.

WORKING, Chairman.

It was moved by Working, duly seconded, that the Committee report be adopted. As a substitute motion it was moved by Smith, duly seconded, that House Bill No. 212 be printed and placed on General Orders, which motion lost. Whereupon the original motion by Working carried.

Mr. Speaker: We, your Committee on Education, having had under consideration House Joint Resolution No. 5, respectfully report as follows: That House Joint Resolution No. 5 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 183, respectfully report as follows: That House Bill No. 183 be amended as follows:

By striking out in the title of the bill the words and figures "Fifteen Thousand Dollars (\$15,000)" and inserting in lieu thereof the words and figures "Five Thousand Dollars (\$5,000)"

And further amended by striking out the words and figures "Fifteen Thousand Dollars (\$15,000) in Section 4, page 14 of the original bill, and inserting in lieu thereof the words and figures "Five Thousand Dollars (\$5,000.00)

And as so amended be re-referred to Committee on Highways and Highway Transportation.

BRENNER, Acting Chairman.

Report adopted.

#### MOTIONS AND RESOLUTIONS

It was moved by Sykes, duly seconded and carried, that House Bill No. 222 be taken from General Orders and referred to the Committee on Appropriations.



## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 105 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Blikken, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Aronow, Dwyer, Mountain, Nixon, Rostad. Total 5.

Excused: Cowley, Holtz, Jensen, Taylor. Total 4.

Substitute House Bill No. 100 failed to pass by the following vote:

Ayes: Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hauge, Hawks, Iten, Leuthold, McElwain, O'Connor, Omholt, Page (Missoula), Peters, Pierce, Prill, Reed, Sagunsky, Sales, Schiltz, Scofield, Sykes, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker, Hanford. Total 36.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Barrett, Beck, Blikken, Clark, Cook, Corcoran, Emmons, Foley, Freshman, Goodgame, Graybill, Harpster, Hess, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, Page (Granite), Parker, Phillips, Purdy, Rieder, Rostad, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 47.

Absent and not voting: Aronow, Dwyer, Higgins. Total 3.

Excused: Cowley, Holtz, Jensen, Taylor. Total 4.

Pairs were recorded as follows: Haines (Flathead) voting Aye and Nixon voting No.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Ammerman of Park in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Substitute House Bill No. 44 be amended in section one by striking out in line 9 the words and figures "seven thousand 7000" and inserting therein the words and figures "nine thousand 9000" and in line 10 by striking the words and figures "three thousand five hundred 3500" and in-

serting therein the words and figures "four thousand five hundred 4500" and be further amended in section 2 by striking out in line 14 the word "seven" and inserting in lieu thereof the word "six" and be further amended in section 2 by striking out in line 16 the words "two members" and inserting in lieu thereof the word "one member" and be further amended in section 2 by striking out in line 22 the word "four" and inserting in lieu thereof the word "three" and be further amended in section 2 by striking out in line 23 the word "three" and inserting in lieu thereof the word "two" and be further amended in section 2 by striking out in line 39 the word "five" and inserting in lieu thereof the word "four" and be further amended in section 2 by striking out in line 41 the words "two members" and inserting in lieu thereof the words "one member" and be further amended in section 2 by striking out in line 48 the words "two members" and inserting in lieu thereof the words "one member" and be further amended in section 2 by striking out in line 54 the word "seven" and inserting in lieu thereof the word "five" and be further amended in section 2 by striking out in line 60 the words "two members" and inserting in lieu thereof the words "one member" and be further amended in section 2 by striking out in line 63 the word "eight" and inserting in lieu thereof the word "six" and that as so amended do pass.

That the enacting clause of House Bill No. 305 be stricken.

That Senate Bill No. 36 be concurred in.

That consideration of Senate Bill No. 12 be passed for the day.

That Senate Bill No. 17 be concurred in.

AMMERMAN, Chairman.

It was moved by Ammerman, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by Emmons, duly seconded, that Substitute House Bill No. 44 be segregated from the report of the Committee of the Whole, which motion was lost by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Crist, Emmons, Foley, Gebhardt, Goodgame, Graybill, Haines (Missoula), Harpster, Hess, Holtz, Iten, Karlberg, Lockridge, MacDonald, McBride, McElwain, Michels, Nixon, Page (Missoula), Peters, Pierce, Prill, Reed, Rieder, Schiltz, Sykes, Tripp, Trout, Valach, Westlake, Working. Total 40.

Noes: Anders, Andersen (Richland), Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Dokken, Esp, Freshman, Fulton, Haines (Flathead), Hanford, Hauge, Hawks, Higgins, Leuthold, Lien, Loble, Loughran, Mackay, Magnuson, McCarthy, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Phillips, Purdy, Rostad, Sales, Scofield, Seifert, Skibby, Smith, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 45.

Absent and not voting: Dwyer, Sagunsky. Total 2.

Excused: Cowley, Jensen, Taylor. Total 3.

Whereupon the report of the Committee of the Whole was adopted.

The Speaker signed Senate Bill No. 42 in open session.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 260, 374 and 377, House Joint Memorial No. 8 and Substitute House Bill No. 180, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

February 12, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return House Bill No. 55 for further consideration.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the House return House Bill No. 55 in accordance with the request of the Senate.

It was moved by MacDonald, duly seconded and carried, that House Bill No. 396 be taken from the Committee on Judiciary and referred to the Committee on Appropriations.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:45 P. M.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 208, 238, 297, 282, 312, 368, 206, 178, 210, 223, 307 and House Joint Memorial Nos. 1 and 7, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 333, respectfully report as follows: That House Bill No. 333 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 255, respectfully report as follows: That House Bill No. 255 do not pass.

WIEDMAN, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 167, respectfully report as follows: That House Bill No. 167 be amended as follows:

Amend Section 1 by striking out, in lines 10 and 11 of the original typewritten bill, the words: "and every person who openly counsels, advises or aids another to refuse",

And further amend Section 1 by striking out, in lines 13 and 14 of the original typewritten bill, the words: "or the national guard, militia, or any other military organization of the State of Montana",

And further amend Section 1 by striking out, in lines 23, 24, 25, 26, 27, 28 and 29 of the original typewritten bill, the comma (,) after the word "imprisonment" and the words: "and by a judgment of such court adjudging such person thereafter disqualified to own or hold directly or indirectly any real property or interest in real property within the State of Montana or to own or hold directly or indirectly any interest in any corporation, syndicate, trust or other organization owning or holding any real property

in the State of Montana.”, and inserting in lieu thereof a period (.);  
And that, as so amended, House Bill No. 167 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 161, respectfully report as follows: That House Bill No. 161 do pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 398, respectfully report as follows: That House Bill No. 398 do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 371, respectfully report as follows: That House Bill No. 371 do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 406, respectfully report as follows: That House Bill No. 406 do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 170, respectfully report as follows: That House Bill No. 170, do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 142, respectfully report as follows: That House Bill No. 142 do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 277, respectfully report as follows: That House Bill No. 277 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 278, respectfully report as follows: That House Bill No. 278 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 390, respectfully report as follows: That House Bill No. 390 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 419, respectfully report as follows: That House Bill No. 419 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 414, respectfully report as follows: That House Bill No. 414 do not pass but that Substitute House Bill No. 414 entitled: A bill for an act entitled: "An act to provide for a tax on trucks, trailers, semi-trailers and busses operating over and upon the highways of the State of Montana and a tax on new passenger motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the state treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129, Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for permanent marking of gross weights on trucks, trailers, semi-trailers, busses, and farm vehicles; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith," do pass.

SAGUNSKY, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 437, respectfully report as follows: That House Bill No. 437 do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 21, respectfully report as follows: That Senate Bill No. 21 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 55, respectfully report as follows: That Senate Bill No. 55 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 54, respectfully report as follows: That Senate Bill No. 54 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 295, respectfully report as follows: That House Bill No. 295 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 407, respectfully report as follows: That House Bill No. 407 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial



No. 5, respectfully report as follows: That House Joint Memorial No. 5 be amended as follows:

Line 31 after the word "Indians" insert the words "namely, the Indian liquor laws, the laws prohibiting Indians from making long-term leases of their lands, and the laws prohibiting Indian Tribes from spending their own funds as they see fit."

Page 1, line 32: After the word "of" put "all Indian Legislation" and strike out the word "the"

Page 2, line 1: Strike out the words and figures "House Resolution No. 1936 of" and insert in lieu thereof the word "in".

And as amended, recommend do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 432, respectfully report as follows: That House Bill No. 432 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 430, respectfully report as follows: That House Bill No. 430 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 438, respectfully report as follows: That House Bill No. 438 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 426, respectfully report as follows: That House Bill No. 426 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 200, respectfully report as follows: That House Bill No. 200 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 133, respectfully report as follows: That House Bill No. 133 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 349, respectfully report as follows: That House Bill No. 349 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 370, respectfully report as follows: That House Bill No. 370 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 324, respectfully report as follows: That House Bill No. 324 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 217, respectfully report as follows: That House Bill No. 217 do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 189, respectfully report as follows: That House Bill No. 189 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 120, 123, 70, 71, 72, 73, 30, 86, and House Joint Resolution No. 3.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 120 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 123 introduced by me and find the same to be correct.

BRADLEY.

I have examined House Joint Resolution No. 3 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 30 introduced by me and find the same to be correct.

SMITH.

I have examined House Bill No. 70 introduced by me and find the same to be correct.

SYKES.

I have examined House Bill No. 71 introduced by me and find the same to be correct.

McELWAIN.

I have examined House Bill No. 73 introduced by me and find the same to be correct.

SCHILTZ.

I have examined House Bill No. 72 introduced by me and find the same to be correct.

DWYER.

I have examined House Bill No. 86 introduced by me and find the same to be correct.

ESP.

The Speaker signed the following bills in open session: House Bills Nos. 120, 123, 30, 70, 71, 73, 72, 86 and House Joint Resolution No. 3.

## MESSAGES FROM THE GOVERNOR

February 12, 1951.

Speaker of the House of Representatives,  
House Chamber,  
Capitol Building,  
Helena, Montana.

I have this date approved House Bills 21, 37, 61, 66, 77 and 114.

JOHN W. BONNER,  
Governor.

## MESSAGES FROM THE SENATE

February 12, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Compensation Committee, and the bill is herewith returned to the House:

House Bill No. 4 by Loble et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## INTRODUCTION OF BILLS

The following was introduced, read first and second times, and referred to Committee:

Substitute House Bill No. 414 introduced by Sagunsky, Sales and Haines (Flathead). A bill for an act entitled: "An act to provide for a tax on trucks, trailers, semi-trailers and busses operating over and upon the highways of the State of Montana and a tax on new passenger motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for the rate of such tax; providing for the collection thereof by the county treasurers of the respective counties in the State of Montana; providing for the deposit of 95% of the proceeds of said tax in the state highway general fund in the state treasury; providing for blanks to be provided to the county treasurers by the Montana Highway Commission; providing for reciprocity as provided in Section 53-129, Revised Codes of Montana, 1947; providing for exceptions for motor vehicles operating for hire exclusively within limits of incorporated cities or towns or within two miles of such limits; providing for the retention of 5% of said tax by the said county treasurers; providing for permanent marking of gross weights on trucks, trailers, semi-trailers, busses, and farm vehicles; providing for the enforcement of the act and penalties for the violation thereof; providing for the effective date of the act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Printing.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Tuesday, February 13, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## FORTY-FOURTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 13, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain. .

On Roll Call, all members were present except the following who were excused: Cowley and Magnuson. Dwyer and Freshman were absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-third Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 86, 72, 73, 71, 70, and 30 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 9:21 o'clock A. M. delivered to the governor for his approval.

BROWNFIELD, Vice Chairman.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 120 and 123 and House Joint Resolution No. 3 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 9:36 o'clock A. M., delivered to the Governor for his approval.

PRILL, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 92, 137, 289, 299, 319 and House Joint Memorial No. 3, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 242, respectfully report as follows: That House Bill No. 242 be amended as follows: In Section 2, page 1, line 22, by deleting the word "not", and as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 340, respectfully report as follows: That House Bill No. 340 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 409, respectfully report as follows: That House Bill No. 409 be amended as follows: In Section 1, sub-section 2, page 2, line 8, by inserting after the comma the following words: "or of the county high school principal and county high school board," and by adding to Section 1, after sub-section 3 on page 2, the following sub-section 4: "4. A regular four-year high school is a public school as defined in the general school laws and is an integral unit of the public school system which comprises what is ordinarily designated as the work of grades nine through twelve, inclusive, of the school system under the supervision of the district superintendent and board of trustees of the school, or of the county high school principal and county high school board, and subject to the regulations and approval of the State Board of Education and the State Superintendent of Public Instruction." and as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 268, respectfully report as follows: That House Bill No. 268, do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 214, respectfully report as follows: That House Bill No. 214 do not pass.

WORKING, Chairman.

It was moved by Working, duly seconded, that the Committee report be adopted. As a substitute motion, it was moved by Foley, duly seconded, that House Bill No. 214 be printed and placed on General Orders, which motion lost. Whereupon the original motion by Working carried.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 291, respectfully report as follows: That House Bill No. 291 do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 384, respectfully report as follows: That House Bill No. 384 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 183, respectfully report as follows: That House Bill No. 183 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 164, respectfully report as follows: That House Bill No. 164 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 175, respectfully report as follows: That House Bill No. 175 be amended as follows: On page 3 by striking all of line 29, and the words "labor of affixing such stamps" in line 30. On page 2, line 21, by striking the words and figures "five per cent (5%)" and inserting in lieu thereof the words and figures "three per cent (3%)" and as amended do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 192, respectfully report as follows: That House Bill No. 192 do not pass.

O'CONNOR, Chairman.

It was moved by O'Connor, duly seconded, that the Committee report be adopted. As a substitute motion, it was moved by Norby, duly seconded, that House Bill No. 192 be printed and placed on General Orders, which motion carried.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 203, respectfully report as follows: That House Bill No. 203 do not pass.

O'CONNOR, Chairman.

Report adopted.



Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 311, respectfully report as follows: That House Bill No. 311 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Joint Resolution No. 6, respectfully report as follows: That House Joint Resolution No. 6 do pass.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 361, respectfully report as follows: That House Bill No. 361 do not pass.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 263, respectfully report as follows: That House Bill No. 263 do not pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 435, respectfully report as follows: That House Bill No. 435, be amended as follows: That the title to House Bill No. 435 be amended, by striking out in line 9 of the title, following the words "SUB-DIVISION" the following, "(b)", and inserting, in lieu thereof, "(h)". and as so amended do pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 314, respectfully report as follows: That House Bill No. 314 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 317, respectfully report as follows: That House Bill No. 317 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 320, respectfully report as follows: That House Bill No. 320 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 323, respectfully report as follows: That House Bill No. 323 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 326, respectfully report as follows: That House Bill No. 326 be amended as follows: Amend Section 1 (c), in line 28 on page 2 of the original typewritten bill, by inserting a period (.) after the words "district court", and by striking out the words in lines 28 through 30 "on the papers filed and showing made before the board, unless

the district court, for good cause shown, permits amendments or additions thereto." and, as so amended, that House Bill No. 326 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 353, respectfully report as follows: That House Bill No. 353 be amended as follows: Amend the title by inserting, after the word "SUBSIDY" in line 8 of the original typewritten bill, the words: "PROVIDING TIME FOR FILING CLAIM;" and that, as so amended, House Bill No. 353 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 393, respectfully report as follows: That House Bill No. 393 do not pass.

CORCORAN, Chairman.

It was moved by Corcoran, duly seconded that the Committee report be adopted. As a substitute motion, it was moved by Graybill, duly seconded, that House Bill No. 393 be printed and placed on General Orders, which motion lost. Whereupon the original motion by Corcoran carried.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 416, respectfully report as follows: That House Bill No. 416 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 431, respectfully report as follows: That House Bill No. 431 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 254, respectfully report as follows: That House Bill No. 254 do not pass.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 359, respectfully report as follows: That House Bill No. 359 do pass.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 447, respectfully report as follows: That House Bill No. 447 do pass.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 387, respectfully report as follows: That House Bill No. 387 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 446, respectfully report as follows: That House Bill No. 446 be amended as follows: Amend Section 1, on page 2, line 6, of the original typewritten bill, by striking out the words: "gymnasiums, stadium, and other income producing buildings"; Amend Section 2 on page 2, line 18, of the original typewritten bill, by striking out the

words "other than" and inserting in lieu thereof the word "excepting"; And further amend Section 2, on page 2, line 19, of the original typewritten bill, after the word "executed", by striking out the period (.) and inserting a comma (,) and the following words: "provided, however, that all rents, income and other moneys received from the operation of any field house shall be used solely to discharge any loans and other obligations of such field house."; Amend Section 3 in line 32 on page 2 of the original bill and in line 1 on page 3, by underlining the words: "including receipts from athletic contests in excess of expenses of the athletic department,"; and in line 4 on page 3, by underlining the words: "(d) From net rents and income from field houses." Amend Section 4, line 9 on page 3 of the original typewritten bill, by striking out the words "other than", and inserting in lieu thereof the word "excepting"; And further amend Section 4, in line 14 on page 3 of the original bill, by striking out the words "other than field houses,"; Amend Section 5, line 18 on page 3 of the original bill, by striking the period (.) after the word "purpose" and inserting a comma (,) and the following words: "except as hereinafter set forth."; Amend Section 5, in line 20 on page 3 of the original typewritten bill, by striking out the words "other than field houses". And further amend Section 5, in line 21 on page 3, by striking out the period (.) after the word "Montana" and inserting in lieu thereof a comma (,) and the following words: "provided, that funds derived from the net rents, income and other moneys received from the operations of any field house shall be used solely to discharge any loans and other obligations of such field house, and no other state funds shall be used therefor." and that, as so amended, House Bill No. 446 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 76, respectfully report as follows: That House Bill No. 76 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 221, respectfully report as follows: That House Bill No. 221 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 396, respectfully report as follows: That House Bill No. 396 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 222, respectfully report as follows: That House Bill No. 222 be amended as follows: By striking out in the title of the original bill the figures "25,000.00" and inserting in lieu thereof the figures "15,200"; By striking out in line 20, page 6, of the original bill the figures "\$5,700.00" and inserting in lieu thereof the figures "\$4,200.00"; By striking out in line 30, page 38, of the original bill the figures "\$25,000.00" and inserting in lieu thereof the figures "\$15,200" and as so amended do pass.

TAYLOR, Chairman.

Report adopted.

## MESSAGES FROM THE GOVERNOR

February 13, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bills Nos. 30, 70, 71, 72, 73 and 86.

JOHN W. BONNER,  
Governor.

## MESSAGES FROM THE SENATE

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return House Bill No. 4 for further consideration.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 301, introduced by the Ways and Means Committee by request, was this day recommended for non-concurrence by the Judiciary Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole this day recommended that further action on House Bill No. 220 (By Trout and Norby) be indefinitely postponed, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the House return House Bill No. 4 to the Senate in accordance with their request.

It was moved by Esp, duly seconded, that the House reconsider its action of yesterday in adopting an adverse Committee report on House Bill No. 255 which motion carried by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Atkinson, Babich, Blewett, Blikken, Bradley, Brenner, Brownfield, Corcoran, Crist, Dokken, Esp, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Jensen, Leuthold, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 67.

Noes: Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Clark,

Cook, Emmons, Foley, Graybill, Hess, Holtz, Karlberg, Lien, Loble, Page (Missoula), Tripp, Valach. Total 18.

Absent and not voting: Dwyer, Freshman, Loughran, Reed. Total 4.

Excused: Cowley. Total 1.

It was moved by Esp, duly seconded and carried, that House Bill No. 255 be printed and placed on General Orders.

It was moved by Purdy, duly seconded and carried, that consideration of House Bills Nos. 208 and 210 be passed for the day.

It was moved by Graybill, duly seconded and carried, that the House formally recognize the sterling worth of the Helena High School presentation on yesterday of "Abe Lincoln in Illinois", and express its heartfelt appreciation to Mr. C. M. Ogren, the High School Principal, the cast, the musical organizations co-operating and particularly to Mrs. Walter Marshall, the director, for a stupendous undertaking carried out with the highest degree of excellence, and for the courtesies extended to the members of the House who attended as guests of honor.

#### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Graybill of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 52 do pass.

That House Bill No. 253 do pass.

That House Bill No. 394 do pass.

That House Bill No. 276 do pass.

That House Joint Memorial No. 8 do pass.

That House Joint Memorial No. 5 do pass.

That consideration of House Bill No. 223 be passed for the day.

That House Bill No. 260 do pass.

That House Bill No. 374 be amended by striking out section 1; by renumbering section 2 to read "section 1" and further by renumbering section 3 to read "section 2" and as so amended do pass.

That House Bill No. 377 do pass.

That consideration of Substitute House Bill No. 180 be passed for the day.

That House Joint Memorial No. 7 do pass.

That House Bill No. 206 do pass.

GRAYBILL, Chairman.

Report adopted.

The Speaker signed the following bills in open session: Senate Bills Nos. 24 and 18.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.



## AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 52, 206, 253, 260, 377 and 394; House Joint Memorials Nos. 5, 7 and 8; and Substitute House Bill No. 44.

OMHOLT, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 56, respectfully report as follows: That Senate Bill No. 56 be concurred in.

NORBY, Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following bill was introduced, read first and second times, and referred to the following committee, having been introduced without previous notice by the unanimous consent of the House:

House Bill No. 449, introduced by Committee on Ways and Means. A bill for an act entitled: "An act to provide for the support of the government of Montana for the years 1951 and 1952." Referred to Committee on Ways and Means.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Graybill of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 178 do pass.

That consideration of House Bill No. 307 be passed for the day.

That House Joint Memorial No. 1 do pass.

That House Bill No. 238 do pass.

That House Bill No. 297 do pass.

That House Bill No. 282 do pass.

That House Bill No. 312 do pass.

That House Bill No. 368 do pass.

GRAYBILL, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 327, respectfully report as follows: That House Bill No. 327 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under

consideration House Bill No. 412, respectfully report as follows: That House Bill No. 412 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 423, respectfully report as follows: That House Bill No. 423 do pass.

WIEDMAN, Chairman.

Report adopted.

The Speaker signed Senate Bill No. 72 in open session.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Senate Bill No. 36 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Clark, Cook, Corcoran, Dwyer, Freshman, Goodgame, Haines (Flathead), Loble, Rieder, Sagunsky, Sales, Taylor, Valach, Wiedman. Total 14.

Excused: Cowley. Total 1.

Senate Bill No. 17 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Corcoran, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Clark, Dwyer, Freshman, Goodgame, Loughran, Magnuson, Rieder, Taylor, Tripp, Valach. Total 10.

Excused: Cowley. Total 1.

House Joint Memorial No. 5 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Cook, Corcoran, Crist, Dokken, Emmons, Esp, Foley, Fulton,

Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Harpster, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Babich, Brenner, Clark, Dwyer, Freshman, Hauge, Higgins, Loughran, Rieder, Valach. Total 10.

Excused: Cowley. Total 1.

House Joint Memorial No. 7 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Cook, Corcoran, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: Hanford, Phillips, Taylor. Total 3.

Absent and not voting: Andersen (Richland), Babich, Brenner, Clark, Dwyer, Freshman, Loughran, MacDonald, O'Connor, Skibby, Smith, Valach. Total 12.

Excused: Cowley. Total 1.

House Joint Memorial No. 8 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Corcoran, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Nixon, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Blikken, Brenner, Clark, Cook, Dwyer, Freshman, MacDonald, Mountain, Norby, O'Connor, Sagunsky, Watkins. Total 12.

Excused: Cowley. Total 1.

Substitute House Bill No. 44 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Bradley, Brownfield, Cook, Corcoran, Crist, Emmons, Esp, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Jensen, Leuthold, McBride, McElwain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Schiltz, Scofield, Skibby,

Sykes, Taylor, Tripp, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 53.

Noes: Ammerman, Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Dokken, Dwyer, Foley, Goodgame, Hauge, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McCarthy, Michels, Mountain, Rieder, Sales, Seifert, Smith, Trout, Westlake, Working. Total 32.

Absent and not voting: Clark, Freshman, MacDonald, O'Connor. Total 4.

Excused: Cowley. Total 1.

Pairs were recorded as follows: McElwain voting Aye and Dwyer voting No.

House Bill No. 52 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Corcoran, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Clark, Dwyer, Freshman, Jensen, MacDonald, O'Connor, Reed, Sagunsky, Working. Total 9.

Excused: Cowley. Total 1.

House Bill No. 206 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Cook, Corcoran, Crist, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Atkinson, Brenner, Clark, Dwyer, Freshman, Gebhardt, Hanford, MacDonald, O'Connor, Page (Missoula), Prill, Reed, Rostad, Sagunsky, Taylor, Watkins, Working. Total 17.

Excused: Cowley. Total 1.

House Bill No. 253 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Cook, Corcoran, Crist, Emmons, Esp, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Rieder, Rostad,



Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Andersen (Richland), Atkinson, Barnard, Brenner, Clark, Dokken, Dwyer, Foley, Freshman, Holtz, MacDonald, Norby, O'Connor, Page (Missoula), Prill, Reed, Sagunsky, Taylor, Watkins, Working. Total 20.

Excused: Cowley. Total 1.

House Bill No. 260 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Cook, Corcoran, Crist, Emmons, Esp, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Andersen (Richland), Atkinson, Barnard, Brenner, Clark, Dokken, Dwyer, Foley, Freshman, Harpster, Higgins, Holtz, Mackay, Nixon, Norby, Prill, Reed, Rieder, Rostad, Taylor, Watkins, Working. Total 22.

Excused: Cowley. Total 1.

House Bill No. 377 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Corcoran, Crist, Esp, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Higgins, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Andersen (Richland), Atkinson, Barnard, Brenner, Clark, Cook, Dokken, Dwyer, Foley, Freshman, Haines (Missoula), Harpster, Holtz, Leuthold, Mackay, Pierce, Reed, Rieder, Rostad, Sagunsky, Seifert, Taylor, Working. Total 23.

Excused: Cowley. Total 1.

House Bill No. 394 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Crist, Esp, Fulton, Gebhardt, Haines (Flathead), Hanford, Hauge, Hawks, Iten, Karlberg, Leuthold, Loble, Loughran, Magnuson, McBride, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Purdy, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 51.

Noes: Barnard, Beck, Blikken, Cook, Corcoran, Emmons, Goodgame,



Graybill, Michels, Hess, Jensen, Lien, Lockridge, MacDonald, Parker, Sales, Tripp, Valach, Wilson (Judith Basin). Total 19.

Absent and not voting: Andersen (Richland), Atkinson, Clark, Dokken, Dwyer, Foley, Freshman, Haines (Missoula), Harpster, Higgins, Holtz, Mackay, Prill, Reed, Rieder, Rostad, Sagunsky, Seifert, Working. Total 19.

Excused: Cowley. Total 1.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 219, respectfully report as follows: That House Bill No. 219 do pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 270, respectfully report as follows: That House Bill No. 270 do pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 280, respectfully report as follows: That House Bill No. 280 be amended as follows: be amended in line 8 of the title by striking the words and figures "fifty per centum (50%)" and inserting in lieu thereof the words and figures "thirty-three and one-third per centum (33⅓%)", and be further amended in line 10 of the title by striking the words and figures "fifty per centum (50%)" and inserting in lieu thereof the words and figures "thirty-three and one-third per centum (33⅓%)". Be further amended in line 17, Section 1 by striking the words and figures "fifty per centum (50%)" and inserting in lieu thereof the words and figures "thirty-three and one-third per centum (33⅓%)" and be further amended in line 19 and 20 Section 1 by striking the words and figures "fifty per centum (50%)" and inserting in lieu thereof the words and figures "thirty-three and one-third per centum (33⅓%)". And so amended do pass.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 318, 163, 132, 87, 209 and 281, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, February 14, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### FORTY-FIFTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 14, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On Roll Call, all members were present except the following who were excused: Clark, Cowley, MacDonald and Skibby. Dwyer was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-fourth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 241, 273, 316, 334, 321, 419, 217, 322, 15, 199, 231, 191, and Substitute House Bills Nos. 414 and 97, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 238, 276, 282, 297, 312, 368, 374 and House Joint Memorial No. 1.

OMHOLT, Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 261, respectfully report as follows: That House Bill No. 261 do not pass but that Substitute House Bill No. 261, a bill for an act entitled: "An act to amend Section 93-3008, Revised Codes of Montana, 1947, as amended by Chapter 135, Session Laws of 1949; and to amend Section 93-3010, Revised Codes of Montana, 1947; to provide for the service of process upon the Secretary of State of the State of Montana when the officers and agents of corporations actually doing business within the State of Montana cannot be found in the State of Montana; and repealing all acts and parts of acts in conflict herewith," do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 229, respectfully report as follows: That House Bill No. 229 be amended as follows:

Amend Section 1, on page 1, line 20 (original typewritten bill) by striking out the words "of its"; and by striking out all of the underscored portion of said Section 1, commencing with the words "and provided", in line 26, and continuing through the words "of the same.", in line 32; and inserting in lieu thereof the following words: "provided, further, that such report shall be filed within twenty (20) days of the filing of the petition, or such further time as the court or judge may allow, and no order of final adoption shall be made until the filing of such report or the expiration of the time for filing said report, as hereinbefore set forth."

And, as so amended, House Bill No. 229 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 442, respectfully report as follows: That House Bill No. 442 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 420, respectfully report as follows: That House Bill No. 420 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 375, respectfully report as follows: That House Bill No. 375 be amended as follows:

Amend Section 1, in lines 30, 31 and 32 on page 1, and in lines 1, 2, 3 and 4 on page 2, by underlining the entire paragraph, commencing with the words "Every person" and continuing through the words "fine and imprisonment."

And that, as so amended, House Bill No. 375 do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 243, respectfully report as follows: That House Bill No. 243 do not pass.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 64, respectfully report as follows: That Senate Bill No. 64 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 66, respectfully report as follows: That Senate Bill No. 66 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 152, respectfully report as follows: That House Bill No. 152 do not pass.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 158, respectfully report as follows: That House Bill No. 158 do not pass.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 176, respectfully report as follows: That House Bill No. 176, do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 244, respectfully report as follows: That House Bill No. 244 do not pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 410, respectfully report as follows: That House Bill No. 410 do not pass.

PHILLIPS, Chairman.

It was moved by Phillips, duly seconded, that the Committee report be adopted. As a substitute motion, it was moved by Hawks, duly seconded, that House Bill 410 be printed and placed on General Orders, which motion carried.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 228, respectfully report as follows: That House Bill No. 228 be amended:

By striking out all of the Judiciary Committee amendments and amend the bill as follows:

Page 2 of the original bill, by striking out all of lines 8 through 15;

By striking out the words and figures "Seventeen Hundred (\$1700.00) Dollars" in line 17, page 2 of the original bill and inserting in lieu thereof the words and figures "Five Hundred Dollars (\$500.00)";

By striking out the words and figures "Seventeen Hundred (\$1700.00) Dollars" in line 12, page 3 of the original bill and inserting in lieu thereof the words and figures "Five Hundred Dollars (\$500.00)"; and

By striking out the words and figures "Seventeen Hundred (\$1700.00) Dollars" in line 15, page 3 of the original bill and inserting in lieu thereof the words and figures "Five Hundred Dollars (\$500.00)";

And as so amended House Bill No. 228 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 34, respectfully report as follows: That House Bill No. 34 do not pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 205, respectfully report as follows: That House Bill No. 205 do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 395, respectfully report as follows: That House Bill No. 395 do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 388, respectfully report as follows: That House Bill No. 388 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 379, respectfully report as follows: That House Bill No. 379 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 347, respectfully report as follows: That House Bill No. 347 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 364, respectfully report as follows: That House Bill No. 364 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 449, respectfully report as follows: That House Bill No. 449 do pass.

O'CONNOR, Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

February 13, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

This is to advise you that I have this day forwarded certified copies of House Joint Resolution No. 2, to the Secretary of State of the United States of America, to the President of the Senate of the United States, and to the Speaker of the House of Representatives of the Congress of the United States.

JOHN W. BONNER,  
Governor.

February 13, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bills Nos. 63, 123, 120 and House Joint Resolution No. 3.

JOHN W. BONNER,  
Governor.

#### MESSAGES FROM THE SENATE

February 13, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended by the Committee of the Whole that further action be indefinitely postponed, report adopted, and the bill is herewith returned to the House:

House Bill No. 290 by Omholt et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 13, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 60 by Esp and Seofield.

House Bill No. 122 by Judiciary Committee.

House Bill No. 184 by Sykes.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.



February 13, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 50 by Roads and Highways Committee.

Senate Bill No. 7 by Mahoney and Tibbals.

Senate Bill No. 75 by Roads and Highways Committee

Senate Bill No. 82 by Fish and Game Committee.

Senate Bill No. 45 by Larson and Tibbals.

Senate Bill No. 87 By Sawtell (By request).

Senate Bill No. 60 by Hofland and Evans.

Senate Bill No. 113 by Bovey.

Senate Bill No. 48 by Aronson and Wilson (T).

Senate Bill No. 80 by Moss and Wilson (T).

Senate Bill No. 47 by Aronson and Wilson (T).

Senate Bill No. 43 by Larson et al.

Senate Bill No. 121 by Busch et al.

Senate Bill No. 105 by Balgord et al.

Senate Bill No. 94 by Kelly

Senate Bill No. 110 by Wallander.

Senate Joint Memorial No. 12 by Balgord et al.

Senate Joint Memorial No. 9 by Toman and Sawtell.

Senate Joint Memorial No. 11 by Spear et al.

Senate Joint Memorial No. 14 by Nesvig.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by Hawks, duly seconded and carried, that the House reconsider its action of yesterday in adopting an adverse Committee Report on House Bill No. 361.

It was moved by McElwain, duly seconded and carried, that House Bill No. 361 be re-referred to the Committee on Public Utilities and State Commissions.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

Substitute House Bill No. 261, introduced by Committee on Judiciary. A bill for an act entitled: "An act to amend Section 93-3008, Revised Codes of Montana, 1947, as amended by Chapter 135, Session Laws of 1949; and to amend Section 93-3010, Revised Codes of Montana, 1947; all relating to service of process on certain corporations by serving Secretary of State; providing for the service of process upon the Secretary of State of Montana when the officers and agents of corporations who are or were doing business within the State of Montana cannot be found in the State

of Montana; providing that service by publication must be made in addition thereto in certain types of actions; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Printing.

Senate Bill No. 7, introduced by Mahoney and Tibbals: A bill for an act entitled: "An act relating to arrests by sheriffs and their deputies for violation of traffic laws occurring outside of the corporate limits of cities and towns; defining their powers and duties in relation to making such arrests, specifying forms to be used and their disposition, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

Senate Bill No. 43, introduced by Larson, Aronson, and Wallander: A bill for an act entitled: "An act relating to bank records and files and to the admissibility in evidence of entries therein, and to the destruction of bank records after the period fixed by this act and providing that no liability shall follow the destruction of bank records in accordance with this act; and authorizing the use of photostatic, photographic, or microfilm reproductions of records in the regular course of business; and authorizing the admissibility in evidence of secondary evidence as to form, text and contents of the original records, including photostatic, photographic or microfilm reproductions thereof, when made in the regular course of business of any bank, before or after the expiration of said period; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Banks and Insurance.

Senate Bill No. 45, introduced by Larson and Tibbals: A bill for an act entitled: "An act providing for the repeal of Section 26-1118, Revised Codes of Montana, 1947, which Section relates to the establishment of the Cherry Creek Game Preserve." Referred to Committee on Fish and Game.

Senate Bill No. 47, introduced by Aronson and Wilson (Toole): A bill for an act entitled: "An act to amend Section 10-602, Revised Codes of Montana, 1947, relating to juvenile courts and proceedings against juvenile delinquents." Referred to Committee on Judiciary.

Senate Bill No. 48, introduced by Aronson and Wilson (Toole): A bill for an act entitled: "An act to amend Section 10-603, Revised Codes of Montana, 1947, relating to juvenile courts and proceedings against juvenile delinquents." Referred to Committee on Judiciary.

Senate Bill No. 50, introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to amend Section 31-127, Revised Codes of Montana, 1947, relating to the licensing of persons operating motor vehicles upon highways in the State of Montana and relating to what persons shall not be licensed; and providing that no license shall be issued to any person suffering or who has suffered from any form of (a) epilepsy (grand mal); (b) advanced heart disease with symptom of decompensation, or angina pectoris; (c) hyper-tension, malignant or severe type; or (d) arterial degeneration involving the brain." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 60, introduced by Hofland and Evans: A bill for an act entitled: "An act to amend Section 25-227 (4886) of the Revised Codes of Montana, 1947, as amended by Chapter 103 of the Laws of the Thirty-first Legislative Assembly, 1949, relating to fees allowed sheriffs for the board of prisoners; providing for an increase of said fees; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

Senate Bill No. 75, introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to amend Section 69-707 of the Revised Codes of Montana, 1947, relating to duty of physicians and other practitioners to report communicable diseases, as well as (a) epilepsy (grand mal); and providing for the sending of a copy of report of persons afflicted with

epilepsy (grand mal) to Montana Highway Patrol Board at Helena, Montana." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 80, introduced by Moss and Wilson (Toole): A bill for an act entitled: "An act to amend Chapter 127 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to contracts for public printing, fixing the price therefor, providing for a penalty for violation of the provisions of this act, and repealing all other acts or parts of acts in conflict therewith." Referred to Committee on Townships and Counties.

Senate Bill No. 82, introduced by Fish and Game Committee: A bill for an act entitled: "Assent to act of Congress known as Dingell-Johnson Bill; authorizing state Fish and Game Department to co-operate with the Secretary of the Interior in fish restoration and management projects." Referred to Committee on Fish and Game.

Senate Bill No. 87, introduced by Sawtell, by request: A bill for an act entitled: "An act to amend Section 15-1704, Revised Codes of Montana, 1947, relating to annual statements of foreign corporations." Referred to Committee on Ways and Means.

Senate Bill No. 94, introduced by Kelly: A bill for an act entitled: "An act to amend Section 4-403 of the Revised Codes of Montana, 1947, as amended by Chapter 164, Laws of the Thirty-first Legislative Assembly, 1949, relating to the powers of the Montana Liquor Control Board in the issuing of liquor licenses; providing that certain limitations of said Section shall not apply to licensees who conduct seasonal operations." Referred to Committee on Liquor Control.

Senate Bill No. 105, introduced by Balgord, Manning and Parriott: A bill for an act entitled: "An act creating a water conservation bond fund to be designated the "Water Conservation Bond Fund"; providing what moneys said fund shall consist of; providing for the purchase of water conservation bonds of the State of Montana out of moneys in said fund; providing said bonds shall be held and administered by the state water conservation board for the benefit of said fund; providing for the transfer of moneys in said fund to the state general fund and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Irrigation and Water Conservation.

Senate Bill No. 110, introduced by Wallander: A bill for an act entitled: "An act to amend Section 84-4925, of the Revised Codes of Montana, 1947, relating to payment of tax—penalty and interest—refund of excess payment." Referred to Committee on Ways and Means.

Senate Bill No. 113, introduced by Bovey: A bill for an act entitled: "An act to regulate tourist courts, tourist homes, tourist camp grounds, and trailer courts, or like establishments providing accommodations for rent or hire for guests on a transient basis, except those establishments known as hotels, as defined by Section 34-201, Revised Codes of Montana, 1947, and dude ranches, guest ranches, and guest lodges and empowering the State Board of Health of Montana to make and enforce regulations concerning sanitary standards for such establishments; defining terms; providing for inspection and licensure; defining the conditions under which licenses shall be granted; providing for hearings and judicial review of administrative acts; providing for cancellation of licenses, and the conditions under which licenses shall be cancelled; prescribing penalties; defining the powers and duties of the executive officer of the State Board of Health and/or his agents; and providing for the repeal of Sections 69-112, 69-113, 69-114, 69-115, and 69-116, and 69-117, Revised Codes of Montana, 1947, as amended or supplemented." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 121, introduced by Busch, Gardner, Gosman: A bill for an act entitled: "An act to amend Sections 66-1910, 66-1911 and 66-1914

of the Revised Codes of Montana of 1947, relating to real estate brokers and salesmen, to provide for the licensing of non-resident real estate brokers, their license fee and bond and increasing the license fee for salesmen, and providing for home office of non-resident brokers, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

Senate Joint Memorial No. 9, introduced by Toman and Sawtell: A Memorial to Zales N. Ecton, James E. Murray, Senators for Montana; Wesley D'Ewart and Mike Mansfield, Congressmen for Montana; Oscar Chapman, Secretary of Interior, Michael Straus, Commissioner of Reclamation; requesting the introduction and enactment into law of the necessary and proper legislation authorizing that sufficient appropriations be provided the Bureau of Reclamation for the completion of Moorhead Dam on the Powder River in Montana. Referred to Committee on Irrigation and Water Conservation.

Senate Joint Memorial No. 11, introduced by Spear, Wilson (Carbon), Harken, Toman, Gardner: A Joint Memorial to the Congress of the United States requesting the appropriation of funds for the oil surfacing of the Broadus-Crow Agency Highway, known as State Route Number 8, a great portion of which lies in the Northern Cheyenne Indian Reservation, the Crow Indian Reservation, and the Custer National Forest, in Montana, whenever funds become available. Referred to Committee on Highways and Highway Transportation.

Senate Joint Memorial No. 12, introduced by Balgord, Wilson (Toole), Rice, Parriott, Toman, Ross, Manning, Lott: A Joint Memorial of the Senate and House of Representatives of the State of Montana to the International Joint Commission, to the Honorable A. O. Stanley, Chairman of the American Section, and to the Honorable H. G. L. McNaughton, Chairman of the Canadian Section, requesting the recommendations of the Joint Commission be submitted to the effective governments at the earliest possible time of the Waterton and Belly reference. Referred to Committee on Irrigation and Water Conservation.

Senate Joint Memorial No. 14, introduced by Oscar Nesvig: "A Memorial to the Congress of the United States, Secretary of Commerce, the Honorable Thomas MacDonald, Commissioner of Public Roads, Senator James E. Murray, Senator Zales N. Ecton, Congressman Wesley D'Ewart, and Congressman Mike Mansfield respectfully urges and petitions that secondary and feeder roads, farm-to-market roads, rural mail routes, public school bus routes, local rural roads, county roads, township roads, and roads of the county-road class, types of construction be modified to meet the practical needs of local areas respective requirements and needs at lower costs of construction and maintenance and providing for cooperation with the appropriate local officials, state highway commission, and the Bureau of Public Roads." Referred to Committee on Highways and Highway Transportation.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 272, respectfully report as follows: That House Bill No. 272 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 403, respectfully report as follows: That House Bill No. 403 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under



consideration House Bill No. 411, respectfully report as follows: That House Bill No. 411 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 433, respectfully report as follows: That House Bill No. 433 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 444, respectfully report as follows: That House Bill No. 444 do not pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 126, respectfully report as follows: That House Bill No. 126 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 138, respectfully report as follows: That House Bill No. 138 do not pass.

TAYLOR, Chairman.

It was moved by Brenner, duly seconded, that the Committee report be adopted. As a substitute motion, it was moved by Seifert, duly seconded, that House Bill No. 138 be printed and placed on General Orders, which motion carried.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 448, respectfully report as follows: That House Bill No. 448 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 335, respectfully report as follows: That House Bill No. 335 be amended as follows:

To insert in Section 2-HB 335, of the original bill by adding the following words after the figure "3.67%" on line 9. "Three percent (3%) shall be added to the maximum rate of compensation, as above set forth for alterations to existing buildings.

All compensation payable under this Act may be distributed and paid in accordance with the following schedule, to-wit:

20% upon completion of studies and preliminary drawings.

55% upon completion of working drawing and specifications.

25% during construction, based on contract payments."

To insert in Section 2-HB 335, of the original bill by adding the following words after the word "specifications", line 14: "preparation of advertisements for bids; bid forms, certificates of estimates", and so amended, do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 117, respectfully report as follows: That House Bill No. 117 be amended as follows:

Amend the title by striking the comma after the figures "1947" where first appearing in the title, and inserting in lieu thereof the words and



figures as follows: "Relating to the division of the department of labor and industry; and amending Section 92-104, Revised Codes of Montana, 1947, to provide that the Industrial Accident Board shall be composed of the commissioner of labor and industry, the commissioner of agriculture, the state auditor, and an appointive member; and amending Section 92-108, Revised Codes of Montana, 1947, relating to the compensation of members of the Industrial Accident Board,".

And by striking out in the last line of Section 6 on page 2 following the figures "41-1201" the comma, figures and period as follows; "92-104", and inserting in lieu thereof the following words and figures: "41-1202; (c) the title 'Commissioner of Agriculture, Labor and Industry' as used in the following sections refers to the 'Commissioner of Agriculture' and the 'Commissioner of Labor and Industry' as defined in this Act; Sections 92-104, 92-108."

And following Section 7 on page 3 by inserting two new sections to read as follows:

"Section 8. Section 92-104 of the Revised Codes of Montana of 1947, be and the same is hereby amended to read as follows: '92-104. Industrial Accident Board—Compensation—Term and Salary. There is hereby created a board to consist of four members; the commissioner of agriculture shall be one member, the commissioner of labor and industry shall be one member, the state auditor shall be one member, and one member shall be appointed by the governor, which board shall be known as the industrial accident board, and shall have the powers, duties, and functions hereinafter conferred. The term of office of the appointed member of the board shall be for four (4) years and until his successor shall have been appointed and qualified. He shall receive an annual salary of five thousand dollars (\$5,000.00), payable monthly, and shall be chairman of the board.

" 'The board shall elect one of their members as treasurer of the board.' "

"Section 9. Section 92-108 of the Revised Codes of Montana, of 1947, be and the same is hereby amended to read as follows: '92-108. Ex Officio members to receive no additional compensation. Neither the commissioner of agriculture, commissioner of labor and industry, nor the state auditor shall receive any additional compensation for the duties imposed by this act.' "

And by striking out in line 8 on page 3 of the original bill the figure "8" and inserting in lieu thereof the figure "10".

And by striking out in line 8 on page 3 of the original bill the figure "9" and inserting in lieu thereof the figure "11".

And by striking out in line 15 of page 3 following the word "to" the remainder of Section 9 and inserting in lieu thereof the words "the work and activities of the department of labor and industry in the State of Montana."

And by striking out in line 20 on page 3 the figure "10" and inserting in lieu thereof the figure "12".

And by striking out in line 24 on page 3 the figure "11" and inserting in lieu thereof the figure "13".

And by striking out in line 6 on page 4 the figure "12" and inserting in lieu thereof the figure "14".

And by striking out in line 23 of page 4 the figure "13" and inserting in lieu thereof the figure "15".

And by striking out in line 25 on page 4 of the figure "14" and inserting in lieu thereof the figure "16".

And as so amended, do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 424, respectfully report as follows: That House Bill No. 424 be amended as follows:

By striking out in Section 11, lines 16 and 17, the words "during all the preceding".

By striking out in Section 11, line 19 the words "the preceding".

By striking out in Section 11, line 14 the words "the preceding".

By striking out in Section 21, line 18, the words "on force account" and inserting in lieu thereof the words "with their own forces".

And as so amended, do pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, a Majority of your Committee on Labor, having had under consideration House Bill No. 367, respectfully report as follows: That House Bill No. 367 do not pass.

ROSTAD, Chairman,  
PIERCE,  
ITEN,  
SALES,  
HAWKS,  
VAN DYKE.

Mr. Speaker: We, a Minority of your Committee on Labor, having had under consideration House Bill No. 367, respectfully report as follows: That House Bill No. 367 do pass.

JENSEN,  
MOUNTAIN,  
KARLBERG.

It was moved by Rostad, duly seconded, that the majority report of the Committee on Labor be adopted.

On substitute motion, it was moved by Jensen, duly seconded, that the minority report of the Committee on Labor be adopted. which motion lost by the following vote:

Ayes: Ammerman, Anderson (Cascade), Babich, Barnard, Barrett, Blewett, Blikken, Clark, Cook, Emmons, Foley, Freshman, Goodgame, Graybill, Hauge, Hess, Holtz, Jensen, Karlberg, Loughran, MacDonald, McBride, Michels, Mountain, Nixon, Parker, Reed, Schiltz, Tripp, Van Dyke, Aronow. Total 31.

Noes: Anders, Andersen (Richland), Atkinson, Beck, Bradley, Brenner, Brownfield, Corcoran, Crist, Dokken, Esp, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Higgins, Iten, Leuthold, Lien, Loble, Lockridge, Mackay, McElwain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Sykes, Taylor, Trout, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 52.

Absent and not voting: Dwyer, Fulton, Magnuson, McCarthy, Smith, Valach. Total 6.

Excused: Cowley. Total 1.

Whereupon the majority report of the Committee on Labor was adopted.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Blewett of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 137 be amended in Section 9, page 5 by inserting in line 10 after the word "of" the words "the anticipated revenue of the state with particular regard to" and that as so amended do pass.

That House Bill No. 92 be amended in Section 2 by striking out all of Section 2 and that the following section be renumbered to conform to this amendment and be further amended in the title by striking out in line 2 the figures "84-5603" and be further amended in Section 8 by striking out in line 16 the word "tobacco" and inserting in lieu thereof the word "cigarettes" and be further amended in Section 8 by striking out lines 17 and 18 and inserting in lieu thereof the words "showing such information as shall be required by the board," and that as so amended do pass.

That House Bill No. 208 do pass.

That House Bill No. 210 do pass.

That House Bill No. 223 do pass.

That the enacting clause of Substitute House Bill No. 180 be stricken.

That House Bill No. 307 do pass.

That House Joint Memorial No. 3 do pass.

That House Bill No. 289 be amended in Section 1 (2) on page 2, line 44, by changing the last period of the paragraph to a semi-colon, and adding the following words before the quotation marks: "and provided, further, that the provisions of this Act shall not prevent the voting of a special levy on a high school district as provided for in Chapter 130, Laws of 1949." and that as so amended do pass.

That House Bill No. 299 do pass.

That House Bill No. 319 do pass.

BLEWETT, Chairman.

It was moved by Blewett, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by O'Connor, duly seconded and carried, that House Bill No. 307 be segregated from the report of the Committee of the Whole. Whereupon the report of the Committee of the Whole was adopted as amended.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 413, 250, 363 and 341, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 332, respectfully report as follows: That House Bill No. 332 be amended as follows:

In Section 1, page 1, line 17, by removing the line under the word and figures "ten (10)"

And in Section 1, page 1, line 19, after the words "the county", by inserting the following words: "superintendent to the respective districts in the county, and the county"

And in Section 5, page 5, line 3, by deleting the word "the" at the end of said line and in line 28 of the same Section and page, by underlining all the words in line 28.

And as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 101, respectfully report as follows: That Senate Bill No. 101 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Rules and Joint Rules,, recommend, as follows:

That the index to the House Rules be amended by deleting therefrom the following:

"Notice for introduction of Bills or Resolutions.....	33
Notice waived by consent of two-thirds.....	33"

That Section 3 of Rule 10 be amended to read as follows:

"3. All requests for the appointment of clerks by the Chairmen of Committees shall be made through the Committee on Employment and not otherwise. All clerks of committees shall be under the supervision of the Chief Clerk and when not occupied with the duties of the committee shall work under his direction."

That Rule 32 be amended to read as follows:

#### "RULE 32.

#### AMENDMENTS OF THE SENATE.

Any amendment of the Senate to any House Bill shall be considered in the Committee of the Whole House."

That Rule 33 be amended to read as follows:

#### "RULE 33.

#### ENDORSEMENT OF BILLS.

All Bills and Resolutions offered in the House by any member or committee shall be endorsed by the member or committee offering the same."

That Section 2 of Rule 36 be amended to read as follows:

"2. No Bills may be introduced after the thirtieth day except substitute Bills for Bills pending and Appropriation Bills."

That Rule 21 be amended to read as follows:

#### "RULE 21.

#### ORDER OF BUSINESS.

1. Communications and Petitions.
2. Reports of Select Committees.
3. Reports of Standing Committees.
4. Consideration of Messages from Governor and Senate.
5. Motions and Resolutions.

6. Introduction of Bills and Memorials and First and Second Reading of Same.
7. Third Reading of Senate Bills.
8. Third Reading of House Bills.
9. Consideration of General Orders.
10. Unfinished Business.
2. Special Orders of the Day, or to change the Order of Business, requires a two-thirds vote."

That Rule 28 be amended by adding thereto, a new Section, as follows:

"3. No Bill, Petition, Memorial or Resolution shall be considered by the House unless in the possession of the House or in a Committee thereof. In the event that a Bill, Petition, Memorial or Resolution is returned to the House from the Senate, a motion to reconsider the action of the House taken on such Bill, Petition, Memorial or Resolution may be made by any member who voted on the prevailing side, on the same or succeeding day in which such Bill, Petition, Memorial or Resolution is returned to the House."

And that as amended, the House Rules of the 31st Legislative Assembly be adopted as the House Rules of the 32nd Legislative Assembly.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 178, 208, 210 and 223.

OMHOLT, Chairman.

Report adopted.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 138 be taken from Printing and re-referred to the Committee on Appropriations.

## INTRODUCTION OF BILLS

The following bill was introduced, read first and second times, and referred to the following Committee, having been introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 450, introduced by Appropriations Committee: A bill for an act entitled: "An act appropriating money from the general fund for the operation and maintenance of the State Prison for the year ending June 30, 1951, the appropriations made therefor by the Thirty-first and Thirty-second Legislative Assemblies having been found to be insufficient." Referred to Committee on Appropriations.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting, with the further rule that there will be no yielding of time.

Blewett of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following: That House Bill No. 222 do pass.



That the Committee arise and report and beg leave to sit again.

BLEWETT, Chairman.

Report adopted.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Blewett of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 163 do pass.

That House Bill No. 132 do pass.

That House Bill No. 87 do pass.

That the enacting clause of House Bill No. 209 be stricken.

That House Bill No. 281 be amended in Section 10 by striking out in line 9 the comma after the word "beer" also strike the word "or" and that as so amended do pass.

That House Bill No. 318 do pass.

BLEWETT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 289 and 319.

OMHOLT, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 238 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Crist, Dokken, Emmons, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Judith Basin), Working, Mr. Speaker. Total 64.

Noes: Babich, Brownfield, Corcoran, Cowley, Esp, Fulton, Hanford, Hawks, McCarthy, Scofield, Wiedman, Wilson (Treasure). Total 12.

Absent and not voting: Barrett, Dwyer, Foley, Hess, Higgins, Jensen, Mackay, Michels, Nixon, Phillips, Sagunsky, Skibby, Taylor, Westlake. Total 14.

Excused: None.

House Bill No. 276 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade),

Aronow, Beck, Blewett, Bradley, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Watkins, Wilson (Treasure), Wiedman, Atkinson, Mr. Speaker. Total 63.

Noes: Brenner, Brownfield, Corcoran, Omholt, Page (Granite), Rieder, Scofield, Van Dyke, Wilson (Judith Basin), Working. Total 10.

Absent and not voting: Babich, Barnard, Barrett, Blikken, Clark, Dwyer, Hess, Higgins, Holtz, Jensen, Mackay, Nixon, Norby, Phillips, Rostad, Taylor, Westlake. Total 17.

Excused: None.

House Bill No. 282 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Bradley, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Babich, Barrett, Blikken, Brenner, Clark, Dwyer, Esp, Hess, Higgins, Holtz, Jensen, Mackay, McElwain, Nixon, Norby, Phillips, Rostad, Taylor, Westlake. Total 19.

Excused: None.

House Bill No. 297 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Omholt, Parker, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 68.

Noes: Andersen (Richland), Page (Granite). Total 2.

Absent and not voting: Barrett, Babich, Brenner, Dwyer, Hess, Higgins, Holtz, Jensen, Lien, Mackay, McElwain, Nixon, Norby, O'Connor, Page (Missoula), Peters, Phillips, Sykes, Taylor, Westlake. Total 20.

Excused: None.

House Bill No. 312 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McElwain, Michels,

Mountain, Norby, Omholt, Page (Granite), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Babich, Barrett, Blewett, Brenner, Dwyer, Hawks, Hess, Higgins, Holtz, Jensen, Mackay, McCarthy, Nixon, O'Connor, Page (Missoula), Phillips, Seifert, Taylor, Watkins, Westlake. Total 20.

Excused: None.

House Bill No. 368 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 76.

Noes: Corcoran. Total 1.

Absent and not voting: Barrett, Dwyer, Hess, Higgins, Jensen, Mackay, McCarthy, Nixon, O'Connor, Page (Missoula), Purdy, Taylor, Watkins. Total 13.

Excused: None.

House Bill No. 374 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Anders, Babich, Barrett, Dwyer, Harpster, Hess, Higgins, Jensen, Mackay, McElwain, Nixon, O'Connor, Taylor, Tripp. Total 14.

Excused: None.

House Joint Memorial No. 1 was passed by the following vote:

Ayes: Atkinson, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Iten, Leuthold, Loughran, Mackay, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Hawks, Mr. Speaker. Total 49.

Noes: Ammerman, Andersen (Richland), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Holtz,

Karlberg, Lien, Loble, Lockridge, MacDonald, Magnuson, McBride, McCarthy, Michels, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin), Anderson (Cascade). Total 33.

Absent and not voting: Anders, Babich, Dwyer, Harpster, Hess, Higgins, Jensen, Westlake. Total 8.

Excused: None.

Pairs were recorded as follows: O'Connor voting Aye and Beck voting No; Rostad voting Aye and Barrett voting No.

House Bill No. 178 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Babich, Barrett, Beck, Brenner, Dwyer, Hess, Higgins, Jensen, Mackay, Nixon, O'Connor, Pierce, Sykes, Taylor, Westlake. Total 15.

Excused: None.

House Bill No. 208 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Babich, Barrett, Blikken, Brenner, Dwyer, Haines (Missoula), Hess, Higgins, Holtz, Jensen, Loble, Mackay, Nixon, O'Connor, Pierce, Seifert, Taylor, Westlake. Total 18.

Excused: None.

House Bill No. 210 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van



Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Barrett, Bradley, Brenner, Dwyer, Hess, Higgins, Holtz, Jensen, Loble, MacDonald, Mackay, Nixon, O'Connor, Pierce, Taylor, Westlake. Total 16.

Excused: None.

House Bill No. 223 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Barrett, Bradley, Brenner, Crist, Dwyer, Hess, Holtz, Jensen, MacDonald, Mackay, McElwain, Nixon, O'Connor, Pierce, Sales, Trout, Westlake. Total 17.

Excused: None.

House Bill No. 289 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Barrett, Bradley, Brenner, Cook, Corcoran, Dwyer, Hess, Higgins, Jensen, MacDonald, Mackay, Nixon, O'Connor, Pierce, Schiltz, Van Dyke, Westlake, Wilson (Judith Basin), Working. Total 19.

Excused: None.

House Bill No. 319 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke,



Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker.  
Total 72.

Noes: Tripp. Total 1.

Absent and not voting: Atkinson, Barrett, Bradley, Brenner, Dwyer, Hess, Higgins, Jensen, MacDonald, Mackay, Nixon, O'Connor, Phillips, Pierce, Schiltz, Westlake, Working. Total 17.

Excused: None.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the House give unanimous consent to suspend Section 2 of Rule 38 until the 48th day.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, February 15, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### FORTY-SIXTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 15, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-fifth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Joint Memorial No. 3, House Bills Nos. 87, 92, 132, 299, 318 and 137.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 425, 236, 270, 409, 423, 445, 268, 296, 291, 388, 232, 235, 265, 278, 437, 333, 338, 116, 124, 360, 175, 161, 412, 390, 327, 311, 133, 429 and House Joint Resolution No. 6, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

### MESSAGES FROM THE GOVERNOR

February 14, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

Highway revenue legislation is of utmost importance at the present

time. Taking into consideration our present highway revenue together with anticipated highway revenue under House Bill 414, we will have only \$11,861,000 for matching Federal aid funds for the next two years. This revenue is not adequate because in order to insure our matching available Federal funds in the future, and to insure a continuation of a highway program in this state, we must have additional revenue at least in the sum of \$2,775,000 for the next two years. So far, no bills have been introduced to provide this additional revenue. If we get this additional revenue we will yet be short \$2,775,000 if we are to obligate after June 30, 1953, all Federal funds available under the 1950 Federal Highway Act. It was for this reason that I recommended highway revenue in the sum of \$9,000,000 for the next two years in my message to the Legislature at the beginning of this session. If it were possible to provide this revenue, we would be able to operate on a current basis after June 30, 1953.

Unless we procure sufficient revenue for highways during this session, we may not only lose Federal aid funds in a substantial amount, but the Highway Commission may be forced to: (1) Place drastic restrictions on load limits in order to preserve our highways which action will impede normal truck transportation. (2) Limit the construction program to fewer projects which means that some projects now contemplated for bid in the near future will have to be abandoned.

It is obvious that unless sufficient highway revenue is provided by this session of the Legislature, many reconstruction projects will have to be abandoned; and thus, maintenance costs will increase and our entire present highway system will be jeopardized by deterioration which may involve the loss of millions of dollars.

The situation is acute. Your decision on highway revenue will mean either that we begin now to retard our highway program in this State or that we continue a progressive highway program which is necessary if this State is to go forward.

JOHN W. BONNER,  
Governor.

#### MESSAGES FROM THE SENATE

February 14, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 39 by Nesvig et al.

Substitute for Senate Bill No. 37 by Roads and Highways Committee.

Senate Bill No. 115 by Worden.

Senate Bill No. 88 by Valiton.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 14, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the bill is herewith returned to the House:

House Bill No. 386 by Appropriations Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 14, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended by the Committee of the Whole that the bill be not concurred in, report adopted, and the bill is herewith returned to the House:

House Bill No. 39 by Dokken et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 14, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended by the Committee of the Whole that further action be indefinitely postponed; report adopted, and the bills are herewith returned to the House:

House Bill No. 42 by Dokken et al.

House Bill No. 40 by Dokken et al.

House Bill No. 41 by Dokken et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the message of the Governor be referred to the Committee on Highways and Highway Transportation.

It was moved by McElwain, duly seconded and carried, that House Bill No. 277 be taken from the Printers and re-referred to the Committee on Education.

It was moved by McElwain, duly seconded and carried, that House Bill No. 278 be taken from General Orders and re-referred to the Committee on Education.

The Speaker signed Senate Bill No. 17 in open session.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to Committees:

Substitute Senate Bill No. 37, introduced by Committee on Roads and Highways: A bill for an act entitled: "An act to amend Section 32-302 of the Revised Codes of Montana, 1947, relating to powers and duties of county commissioners respecting highways by adding Sub-section 12 thereto authorizing the county commissioners of any county to enter into agreements, jointly or independently, with either the Montana Highway Commission, the United States Bureau of Public Roads or any other Federal agency to acquire farm to market or secondary feeder roads and allowing such board of county commissioners to lay out, survey, build, construct, improve, maintain and do any other thing essential and practical in securing such roads as may be agreed upon by and between said board of county commissioners and the named state and federal commission and agencies and repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 39, introduced by Nesvig, Hofland, Mahoney, Toman, Sawtell, Lindquist, Ettien, James, Nutter, Manning and Johnson: A bill for an act entitled: "An act to amend Section 32-1608 relating to the State Highway Commission and Highway Engineer, by authorizing the Montana Highway Commission to enter into agreements and contract with any board of county commissioners allowing such board to acquire right-of-way, survey, build, construct and maintain any farm to market secondary and feeder roads within such county, by force account unit price or otherwise as may be agreed upon by said State Highway Commission and said board of county commissioners, and repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 88, introduced by Valiton: A bill for an act entitled: "An act to amend Section 26-205 of the Revised Codes of Montana, 1947, as amended by Chapter 32 Laws of 1949, relating to the fees and powers under licenses, classes of licenses, tagging of carcasses; providing rules for determining residence for the purpose of issuing resident hunting and fish licenses, provisions for issuing resident hunting and fishing licenses to members of the armed forces, and providing that a holder of a class B-2 license shall be entitled to fish as well as take big game thereon and to provide for the issuance of one shipping permit with such license, and providing penalty for the violation of the act." Referred to Committee on Fish and Game.

Senate Bill No. 115, introduced by Worden: A bill for an act entitled: "An act to amend Section 15-1603 of the Revised Codes of Montana of 1947, relating to the consolidation of mining corporations, to include thereunder corporations formed for the purpose of mining ores, minerals or similar substances, or for the purpose of operating plants for reducing, milling, concentrating, smelting, converting, refining, preparing for market, or otherwise treating ores, minerals or similar substances; to authorize their consolidation with corporations formed under the laws of other states; to prescribe for, the procedure to be followed, and the agreement of consolidation to be entered into, the approval of agreement by stockholders, the filing and recording of such agreement; and providing for the vesting of property rights and liabilities in the resulting corporation, and the service of process of the resulting consolidated corporation, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Joint Memorial No. 3 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Anders, Aronow, Cowley, Peters, Taylor. Total 5.

Excused: None.

House Bill No. 87 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Purdy, Reed, Rieder, Schiltz, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 63.

Noes: Brenner, Brownfield, Cowley, Crist, Esp, Fulton, Hanford, Hawks, Higgins, Leuthold, Lockridge, Mackay, O'Connor, Peters, Phillips, Pierce, Prill, Rostad, Sales, Scofield, Skibby, Taylor, Watkins, Wilson (Treasure). Total 24.

Absent and not voting: Aronow, Page (Missoula), Sagunsky. Total 3.

Excused: None.

House Bill No. 92 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Michels, Mr. Speaker. Total 85.

Noes: Foley, Lockridge. Total 2.

Absent and not voting: Aronow, Blikken, Sales. Total 3.

Excused: None.

House Bill No. 132 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Andersen (Richland), Blikken, Brenner, O'Connor, Page (Missoula). Total 5.

Excused: None.



House Bill No. 299 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: Cook, Holtz, Michels. Total 3.

Absent and not voting: Blikken, Brenner, Loughran, Nixon, O'Connor, Page (Missoula). Total 6.

Excused: None.

House Bill No. 318 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Blikken, Brenner, Loughran, MacDonald, Mackay, Nixon, Page (Missoula). Total 7.

Excused: None.

House Bill No. 137 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Anderson (Cascade), Blikken, Brenner, Loughran, MacDonald, Mackay, Nixon. Total 7.

Excused: None.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had

under consideration House Bill No. 139, respectfully report as follows: That House Bill No. 139 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 95, respectfully report as follows: That House Bill No. 95 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 96, respectfully report as follows: That House Bill No. 96 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 257, respectfully report as follows: That House Bill No. 257 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 373, respectfully report as follows: That House Bill No. 373 do not pass.

PIERCE, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by Gebhardt, duly seconded and carried, that House Bill No. 217 be taken from General Orders and re-referred to the Committee on Liquor Control.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Foley of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 419 do pass.

That Substitute House Bill No. 414 be amended in section 1, page 2, by striking out in line 35, the words: "farm, orchard or dairy" and inserting in lieu thereof the words "ranch, farm, orchard or dairy" and be further amended in section 1, page 2, by striking out in line 36 the words: "farm, orchard or dairy" and inserting in lieu thereof the words "ranch, farm, orchard or dairy" and be further amended in section 4, page 3, by striking out in line 4 the words and figures: "Section 1759, Revised Codes of Montana, 1935" and inserting in lieu thereof the words and figures: "Section 53-114, Revised Codes of Montana, 1947" and be further amended in section 4, line 5 by adding to the end thereof, the following: "provided that said residents who make application for a license after the first day of July of any year shall pay one-half ( $\frac{1}{2}$ ) of the fees provided for herein." and be further amended in section 9 by striking out in lines 3, 4, and 5 the following words: "shall upon conviction thereof be deemed guilty of a misdemeanor and punished by a fine of not more than \$300.00 or by a sentence of not more than 60 days in the county jail, or both." and inserting in lieu thereof the words "and every person who drives or operates any

truck, trailer or semi-trailer upon the highways of said state at any time when the gross laden weight of such vehicle exceeds the gross weight marked thereon pursuant to Section 14 of this act, or who shall use any vehicle marked "Farm Vehicle" as a carrier for hire, or who shall operate any truck, trailer or semi-trailer without having the maximum gross weight thereof truly and correctly marked thereon, shall upon conviction thereof be deemed guilty of a misdemeanor and punished by a fine of not more than \$300.00 or by a sentence of not more than 60 days in the county jail, or both," and be further amended in section 12 by striking out in line 2 the word "two" and inserting in lieu thereof the word "ten" and be further amended in the title by striking out in line 15 of the title the word "two" and inserting in lieu thereof the word "ten" and that as so amended do pass.

That consideration of House Bill No. 307 be passed for the day.

That House Bill No. 241 be amended by adding to the title the following words: "repealing all acts and parts of acts in conflict herewith" and be further amended by adding a section as follows: "Section 2. All acts and parts of acts in conflict herewith are hereby repealed." and as so amended do pass.

That House Bill No. 273 do pass.

That House Bill No. 316 do pass.

That House Bill No. 334 be amended in the title by adding in line 4 thereof after the word "costs" the words "or falling costs" and be further amended in section 1 by adding in line 8 after the word "costs" and before the word "and" the words "or falling costs" and that as so amended do pass.

That House Bill No. 321 do pass.

That Substitute House Bill No. 97 do pass.

That House Bill No. 322 do pass.

That House Bill No. 15 do pass.

That House Bill No. 199 do pass.

That House Bill No. 231 do pass.

FOLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 255, 447, 446, 359, 242, 280, 353, 326, 219, 277 beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 386.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 386 introduced by me and find the same to be correct.

TAYLOR.

The Speaker signed House Bill No. 386 in open session.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:00 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 277, respectfully report as follows: That House Bill No. 277 do not pass.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 278, respectfully report as follows: That House Bill No. 278 be amended in the printed bill as follows:

In the second line of the title, insert after the figures "1949", the words and figures "and Section 75-1723, Revised Codes of Montana of 1947";

In Section 1, line 6, page 1, and continuing into line 7, strike out the words and figures "1919.13 of the Revised Codes of Montana of 1935" and insert in lieu thereof the words and figures "75-1713, Revised Codes of Montana of 1947";

In Section 1, page 1, line 16, strike out the words and figures "1019.16 of the Revised Codes of Montana of 1935" and insert in lieu thereof the words and figures "75-1716, Revised Codes of Montana of 1947";

In Section 1, page 1, line 19, strike out the words and figures "twenty-five percent (25%)" and insert in lieu thereof the words and figures "thirty-five percent (35%)";

In Section 2, strike out all of line 1, page 1, and all of lines 2 and 3 on page 2, and insert in lieu thereof the words and figures "That Section 75-1723, Revised Codes of Montana of 1947, as amended by Chapter 199, Session Laws of 1949, be, and the same is hereby amended to read as follows:";

In Section 2, page 2, line 4, strike out the figures "1019.19" and insert in lieu thereof the figures "75-1723";

In Section 2, page 2, line 22, strike out the words and figures "twenty-five percent (25%)" and inserting in lieu thereof the words and figures "thirty-five percent (35%)";

In Section 3, page 2, lines 6, and 7, strike out the words and figures "1263.13 of the Revised Codes of Montana of 1935" and insert in lieu thereof the words and figures "75-4518, Revised Codes of Montana of 1947";

In Section 3, page 2, line 15, strike out the words and figures "1263.16 of the Revised Codes of Montana of 1935, as amended by Chapter 135, Session Laws of 1945" and insert in lieu thereof the words and figures "75-4521, Revised Codes of Montana of 1947";

In Section 3, page 3, line 21, delete "twenty per cent (20%)" and insert in lieu thereof the words and figures "thirty per cent (30%)";

In Section 4, page 3, line 16, delete "twenty per cent (20%)" and insert in lieu thereof the words and figures "thirty percent (30%)";

And as amended, recommend that same do pass.

WORKING, Chairman.

Report adopted.

Mr. President and Mr. Speaker:

We, your Committee of the Senate on Rules, and your Committee of the House on Rules and Joint Rules, respectfully recommend as follows:

That Rule 14 of the Joint Rules of the Senate and House of Representatives be amended to read as follows:

"No. 14. Bills for Governor's Approval. — After the original bill and a copy shall have been signed in each House, they shall be presented by the Committee of Enrollment in the House in which the bill originated to the Governor for his approval, taking his receipt therefor, and the said com-



mittee shall forthwith report to their respective House the day and hour of such presentation, which shall be entered upon the Journal of such House.

Every bill passed by the legislative assembly shall, before it becomes a law, be presented to the governor. If he approve, he shall sign it, and thereupon it shall become a law; but if he do not approve, he shall return it with his objections to the house in which it originated, which house shall enter the objections at large upon its journal and proceed to reconsider the bill. If then two-thirds of the members present agree to pass the same, it shall be sent, together with the objections, to the other house, by which it shall likewise be reconsidered, and if approved by two-thirds of the members present in that house it shall become a law notwithstanding the objections of the governor. In all such cases the vote of each house shall be determined by yeas and nays to be entered on the journal. If any bill shall not be returned by the governor within five days (Sunday excepted) after it shall have been presented to him, the same shall be a law, in like manner as if he had signed it, unless the legislative assembly shall by their adjournment prevent its return, in which case it shall not become a law without the approval of the governor. No bill shall become a law after the final adjournment of the legislative assembly, unless approved by the governor within fifteen days after such adjournment. In case the governor shall fail to approve of any bill after the final adjournment of the legislative assembly it shall be filed, with his objections, in the office of the secretary of state." (Section 12, Article VII).

And that, as amended, the joint rules of the Senate and the House of Representatives of the 31st Legislative Assembly be adopted as the joint rules of the Senate and the House of Representatives of the 32nd Legislative Assembly.

MAHONEY, Chairman,  
of the Rules Committee of  
the Senate.

McELWAIN, Chairman,  
of the Rules and Joint Rules  
Committee of the House.

Report adopted.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Foley of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 191 do pass.

That House Bill No. 413 do pass.

That House Bill No. 250 do pass.

That House Bill No. 363 do pass.

That House Bill No. 341 do pass.

That House Bill No. 232 be amended in the title by inserting in line 6 of page 1 of the original bill, immediately following the number "75-4230" and comma, the following words and figures: "as amended by Chapter 146 of the Session Laws of the Thirty-first Legislative Assembly, and" and be further amended in section 3, on page 8, line 25, of the original bill, by inserting after the comma following the figure "1947", the following words and figures: "as amended by Chapter 146 of the Session Laws of the Thirty-first Legislative Assembly", and that as so amended do pass.



That House Bill No. 235 do pass.

That House Bill No. 265 do pass.

That House Bill No. 437 do pass.

That House Bill No. 333 do pass.

That House Bill No. 338 do pass.

That House Bill No. 116 do pass.

That House Bill No. 124 do pass.

That House Bill No. 360 do pass.

That House Bill No. 175 do pass.

That House Bill No. 161 do pass.

That the Committee arise and report progress and beg leave to sit again.

FOLEY, Chairman.

Report adopted.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Foley of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 412 do pass.

That House Bill No. 390 do pass.

That House Bill No. 327 be amended in the title by inserting in line 2 of the title, following the word "limit" the words: "for school districts". and that as so amended do pass.

That House Bill No. 311 do pass.

That House Bill No. 429 do pass.

That House Bill No. 425 do pass.

That House Bill No. 270 do pass.

That House Bill No. 409 do pass.

That House Bill No. 423 do pass.

That House Bill No. 445 be amended in section 1 by striking out in line 25, the figures "1,928" appearing in Column B and inserting in lieu thereof the figures "1,880" in Column B; and in line 26 the figures "1,976" appearing in Column A and the figures "1,976" appearing in Column B and inserting in lieu thereof the figures "1,928" in both Columns A and B; and in line 27, the figures "2024" appearing in Columns A and B and inserting in lieu thereof the figures "1,976" in both Columns A and B; and in line 28 the figures "2,072" appearing in Columns A and B and inserting in lieu thereof the figures "2,024" in both Columns A and B; and in line 29 the figures "2,120" appearing in Columns A and B and inserting in lieu thereof the figures "2,072" in Columns A and B. and as so amended do pass.

That House Bill No. 268 do pass.

That House Bill No. 296 do pass.

That House Bill No. 291 do pass.

That House Joint Resolution No. 6 do pass.

That House Bill No. 255 be amended in section 1 by striking out in line six and seven, the words "or has or shall hereinafter openly counsel, advise or aid another to claim" and that as so amended do pass.

That House Bill No. 447 do pass.

That House Bill No. 446 do pass.

That House Bill No. 242 do pass.

That House Bill No. 280 be amended in the title by striking out in line 6 of the title of the printed bill after the word "for" the following: "Thirty-three and one-third per centum (33 $\frac{1}{3}$ %) " and inserting in lieu thereof the following: "Twenty per centum (20%)" and further amend the title in line 9 after the word "to" by striking out the following: "Thirty-three and one-third per centum (33 $\frac{1}{3}$ %) " and inserting in lieu thereof the words "Twenty per centum (20%)" and be further amended in section 1 by striking out in line 4 and 5 the following: "thirty-three and one-third per centum (33 $\frac{1}{3}$ %) " and inserting in lieu thereof the following "twenty per centum (20%)" and by striking out in line 7 and 8 the following "thirty-three and one-third per centum (33 $\frac{1}{3}$ %) " and inserting in lieu thereof the following: "twenty per centum (20%)" and that as so amended do pass.

That House Bill No. 353 do pass.

That House Bill No. 326 do pass.

That House Bill No. 219 do pass.

That the enacting clause of House Bill No. 133 be stricken.

That the enacting clause of House Bill No. 236 be stricken.

That House Bill No. 359 be amended in the title, line 6 by adding after the word "Montana" the words "on policies of Workmen's Compensation insurance" and that as so amended do pass.

FOLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 386 do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 1:29 o'clock P. M., delivered to the Governor for his approval.

BROWNFIELD, Vice Chairman.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Substitute House Bills Nos. 97 and 414, House Bills Nos. 191, 199, 231, 241, 273, 316, 321, 322, 334, 413 and 419.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 395, 229, 205, 167, 375, 340, 228, 329, 449, 387, 410 and 442, and Substitute House Bill No. 261, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

February 15, 1951.

Speaker of the House of Representatives,  
House Chamber,  
Helena, Montana.  
Dear Sir:

As you know, the qualified voters of Montana approved a constitutional

amendment, at the last General Election, authorizing the creation of a separate Department of Labor and Industry.

In order to carry out the will of the voters of this state in approving said amendment, I believe it is the duty of this Legislature to enact legislation creating a separate Department of Labor and Industry.

SB 118 and HB 117 have been introduced to accomplish this purpose. However, I understand that neither bill has been printed and that, unless extraordinary care is exercised, both bills might die unless transmitted to the Senate or to the House according to law.

I bring this to your attention today since I understand tomorrow, Friday, February 16, is the last day for the transmittal of bills to either house.

JOHN W. BONNER,  
Governor.

February 15, 1951.

Speaker,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bill No. 386.

JOHN W. BONNER,  
Governor.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Substitute House Bill No. 97 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Sales, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Judith Basin), Mr. Speaker. Total 71.

Noes: Hanford, Hawks, Higgins, Phillips, Rieder, Rostad, Taylor, Watkins, Wilson (Treasure). Total 9.

Absent and not voting: Corcoran, Dwyer, Jensen, Mackay, McBride, Purdy, Sagunsky, Schiltz, Skibby, Working. Total 10.

Excused: None.

House Bill No. 191 failed to pass by the following vote:

Ayes: Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Iten, Leuthold, Mackay, McElwain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Prill, Reed, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 43.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blikken, Clark, Cook, Corcoran, Emmons, Foley, Freshman, Goodgame, Graybill, Harpster, Hess, Holtz, Karlberg,

Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Page (Granite), Phillips, Rieder, Tripp, Trout, Valach, Wilson (Judith Basin). Total 39.

Absent and not voting: Dwyer, Jensen, Parker, Pierce, Purdy, Seifert, Van Dyke. Total 7.

Excused: Sagunsky. Total 1.

The foregoing bill being a Constitutional Amendment, a two-thirds majority being required, House Bill No. 191 failed to pass.

House Bill No. 199 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Blewett, Blikken, Bradley, Cook, Corcoran, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Reed, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 70.

Noes: Ammerman, Beck, Brenner, Brownfield, Clark, Cowley, Emmons, Fulton, Harpster, Leuthold, McBride, Sales. Total 12.

Absent and not voting: Jensen, Nixon, Pierce, Purdy, Rieder, Wilson (Judith Basin), Working. Total 7.

Excused: Sagunsky. Total 1.

House Bill No. 231 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: Clark, Goodgame. Total 2.

Absent and not voting: Babich, Barnard, Brenner, Graybill, Haines (Flathead), Holtz, Jensen, Nixon, O'Connor, Purdy, Reed, Rieder, Rostad. Total 13.

Excused: Sagunsky. Total 1.

House Bill No. 241 was passed by the following vote:

Ayes: Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Crist, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, Michels, Mountain, Page (Granite), Parker, Peters, Phillips, Prill, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 55.

Noes: Ammerman, Anders, Atkinson, Bradley, Brownfield, Corcoran,

Cowley, Dokken, Fulton, Haines (Missoula), Nórby, Omholt, Pierce, Sales, Skibby, Van Dyke, Watkins, Wiedman, Working. Total 19.

Absent and not voting: Babich, Blewett, Brenner, Holtz, Jensen, Magnuson, McElwain, Nixon, O'Connor, Page (Missoula), Purdy, Reed, Rieder, Rostad, Taylor. Total 15.

Excused: Sagunsky. Total 1.

House Bill No. 273 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Higgins, Iten, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Prill, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 64.

Noes: Andersen (Richland), Atkinson, Clark, Cook, Corcoran, Emmons, Freshman, Harpster, Holtz, Karlberg, Lien, McBride, Michels, Page (Granite), Wilson (Judith Basin). Total 15.

Absent and not voting: Babich, Blewett, Gebhardt, Jensen, MacDonald, Nixon, Page (Missoula), Purdy, Reed, Sales. Total 10.

Excused: Sagunsky. Total 1.

House recessed subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 316 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Aronow, Blikken, Clark, Jensen, Michels, Nixon, Purdy, Sales. Total 8.

Excused: Sagunsky. Total 1.

House Bill No. 321 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill,



Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Aronow, Jensen, Nixon, Phillips, Purdy, Taylor. Total 6.

Excused: Sagunsky. Total 1.

House Bill No. 322 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Jensen, Nixon, Phillips, Purdy, Taylor. Total 5.

Excused: Sagunsky. Total 1.

House Bill No. 334 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Blewett, Blikken, Brenner, Brownfield, Clark, Cook, Crist, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hauge, Hess, Higgins, Holtz, Karlberg, Lien, Loble, Lockridge, Loughran, Magnuson, McCarthy, Michels, Mountain, O'Connor, Page (Granite), Page (Missoula), Prill, Reed, Rieder, Schiltz, McBride, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wilson (Treasure), Parker, Mr. Speaker. Total 56.

Noes: Anders, Beck, Bradley, Corcoran, Cowley, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Leuthold, MacDonald, Mackay, McElwain, Norby, Omholt, Peters, Pierce, Rostad, Sales, Skibby, Watkins, Wiedman, Wilson (Judith Basin). Total 24.

Absent and not voting: Dokken, Iten, Jensen, Nixon, Phillips, Purdy, Taylor, Westlake, Working. Total 9.

Excused: Sagunsky. Total 1.

House Bill No. 413 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite),

Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Jensen, Nixon, Phillips, Purdy, Taylor. Total 5.

Excused: Sagunsky. Total 1.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Joint Resolution No. 6 and House Bills Nos. 15, 116, 124, 161, 163, 222, 250, 268, 281, 333, 341, 412, 423, 429 and 437.

OMHOLT, Chairman.

Report adopted.

Substitute House Bill No. 414 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Karlberg, Leuthold, Lien, Loble, Loughran, MacDonald, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: Goodgame, Iten, Lockridge, Mackay, Magnuson, O'Connor, Valach. Total 7.

Absent and not voting: Jensen, Nixon, Phillips, Purdy, Taylor. Total 5.

Excused: Sagunsky. Total 1.

House Bill No. 419 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: Goodgame, Nixon, O'Connor, Omholt, Watkins. Total 5.

Absent and not voting: Jensen, Phillips, Purdy, Taylor. Total 4.

Excused: Sagunsky. Total 1.

House Joint Resolution No. 6 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson,

McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Brownfield, Graybill, Hess, Jensen, MacDonald, McCarthy, Phillips, Pierce, Purdy, Taylor. Total 10.

Excused: Sagunsky. Total 1.

House Bill No. 15 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Aronow, Jensen, McElwain, Phillips, Purdy, Taylor. Total 6.

Excused: Sagunsky. Total 1.

House Bill No. 116 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 79.

Noes: Blikken, Emmons, Foley, Sales. Total 4.

Absent and not voting: Aronow, Jensen, McElwain, Phillips, Purdy, Taylor. Total 6.

Excused: Sagunsky. Total 1.

House Bill No. 124 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman,

Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: Blikken. Total 1.

Absent and not voting: Aronow, Jensen, McCarthy, McElwain, Phillips, Purdy, Scofield, Taylor. Total 8.

Excused: Sagunsky. Total 1.

House Bill No. 161 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Nixon, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: Esp, Haines (Flathead), Haines (Missoula), Hauge, Hawks, Mountain, Norby, Omholt, Rostad, Sales, Wiedman, Working. Total 12.

Absent and not voting: Aronow, Jensen, Loughran, Phillips, Purdy, Scofield, Taylor. Total 7.

Excused: Sagunsky. Total 1.

House Bill No. 163 failed to pass by the following vote:

Ayes: Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Clark, Cook, Dwyer, Emmons, Freshman, Goodgame, Graybill, Hess, Holtz, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Page (Granite), Parker, Schiltz, Smith, Sykes, Tripp, Valach, Westlake, Wilson (Judith Basin), Mr. Speaker. Total 40.

Noes: Ammerman, Anders, Atkinson, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Mackay, McElwain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Skibby, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Working. Total 45.

Absent and not voting: Jensen, Phillips, Purdy, Taylor. Total 4.

Excused: Sagunsky. Total 1.

House Bill No. 222 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: McElwain. Total 1.



Absent and not voting: Brownfield, Jensen, Phillips, Purdy, Taylor. Total 5.

Excused: Sagunsky. Total 1.

House Bill No. 250 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: Barnard, Blikken, Clark, Cook, Hess, Holtz, Rieder, Sales, Tripp. Total 9.

Absent and not voting: Corcoran, Jensen, Phillips, Purdy, Rostad, Taylor. Total 6.

Excused: Sagunsky. Total 1.

House Bill No. 268 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Jensen, Lockridge, McCarthy, Phillips, Pierce, Purdy, Rostad, Taylor, Wilson (Treasure). Total 9.

Excused: Sagunsky. Total 1.

House Bill No. 281 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 68.

Noes: Barnard, Clark, Cook, Goodgame, Hess, Holtz, Michels, Nixon, Reed, Rieder, Tripp, Wilson (Judith Basin). Total 12.

Absent and not voting: Crist, Harpster, Jensen, Magnuson, Norby, Phillips, Purdy, Taylor, Westlake. Total 9.

Excused: Sagunsky. Total 1.



House Bill No. 333 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 68.

Noes: Anderson (Cascade), Barnard, Beck, Blikken, Clark, Cook, Emmons, Foley, Graybill, Hess, Holtz, Karlberg, McBride, Michels, Tripp, Wilson (Judith Basin). Total 16.

Absent and not voting: Jensen, Magnuson, Phillips, Purdy, Taylor. Total 5.

Excused: Sagunsky. Total 1.

House Bill No. 341 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Working, Gebhardt, Goodgame, Graybill, Haines (Missoula), Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Skibby, Sykes, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 75.

Noes: Haines (Flathead), Hanford, Leuthold, Omholt, Sales, Seifert, Wilson (Judith Basin). Total 7.

Absent and not voting: Brenner, Jensen, McCarthy, Phillips, Pierce, Purdy, Taylor. Total 7.

Excused: Sagunsky. Total 1.

House Bill No. 412 was passed by the following vote:

Ayes: Anders, Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Bradley, Brenner, Corcoran, Cowley, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Prill, Reed, Rostad, Sales, Schiltz, Scofield, Skibby, Sykes, Tripp, Trout, Valach, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 65.

Noes: Ammerman, Andersen (Richland), Atkinson, Clark, Crist, Emmons, Hawks, Higgins, Page (Granite), Rieder, Seifert, Smith, Wiedman, Van Dyke, Working. Total 15.

Absent and not voting: Blewett, Blikken, Brownfield, Jensen, Phillips, Pierce, Purdy, Taylor, Cook. Total 9.

Excused: Sagunsky. Total 1.

House Bill No. 423 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade),

Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Bradley, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, Michels, Mountain, Nixon, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Dwyer, Mr. Speaker. Total 73.

Noes: Norby, O'Connor. Total 2.

Absent and not voting: Blewett, Blikken, Brownfield, Cook, Harpster, Jensen, Magnuson, McElwain, Phillips, Pierce, Purdy, Skibby, Taylor, Westlake. Total 14.

Excused: Sagunsky. Total 1.

House Bill No. 429 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Blewett, Cook, Jensen, Phillips, Prill, Taylor. Total 6.

Excused: Sagunsky. Total 1.

House Bill No. 437 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: Brownfield. Total 1.

Absent and not voting: Higgins, Jensen, Phillips, Purdy, Taylor. Total 5.

Excused: Sagunsky. Total 1.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 175, 270, 296, 311, 353, 363, 390, 446 and 447.

OMHOLT, Chairman.

Report adopted.

House Bill No. 175 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: Hess. Total 1.

Absent and not voting: Blikken, Higgins, Jensen, Magnuson, Parker, Purdy, Taylor. Total 7.

Excused: Sagunsky. Total 1.

House Bill No. 270 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Iten, Leuthold, Loble, Loughran, Mackay, Magnuson, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 56.

Noes: Andersen (Richland), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Harpster, Hess, Holtz, Karlberg, Lien, Lockridge, MacDonald, McBride, Michels, Rieder, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 27.

Absent and not voting: Crist, Jensen, Phillips, Purdy, Reed, Taylor. Total 6.

Excused: Sagunsky. Total 1.

House Bill No. 296 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Pierce, Prill, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 76.

Noes: Michels. Total 1.

Absent and not voting: Crist, Hawks, Jensen, Loble, McElwain, O'Connor, Page (Missoula), Phillips, Purdy, Rostad, Taylor, Valach. Total 12.

Excused: Sagunsky. Total 1.

House Bill No. 311 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blikken, Bradley, Brown-

field, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Blewett, Brenner, Crist, Jensen, Loble, McElwain, Parker, Phillips, Pierce, Purdy, Taylor, Valach. Total 12.

Excused: Sagunsky. Total 1.

House Bill No. 353 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Blikken, Bradley, Brownfield, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Loughran, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: Beck, Clark and MacDonald. Total 3.

Absent and not voting: Blewett, Brenner, Crist, Esp, Fulton, Higgins, Jensen, Loble, McElwain, Phillips, Purdy, Taylor, Valach. Total 13.

Excused: Sagunsky. Total 1.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 117, 335, 314, 332 and 183, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

House Bill No. 363 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Brenner, Corcoran, Crist, Jensen, Loble, Phillips, Purdy, Seifert, Taylor. Total 9.

Excused: Sagunsky. Total 1.

House Bill No. 390 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade),



Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brenner, Crist, Hauge, Higgins, Jensen, Phillips, Purdy, Taylor. Total 8.

Excused: Sagunsky. Total 1.

House Bill No. 446 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Crist, Jensen, Nixon, Phillips, Purdy, Taylor. Total 6.

Excused: Sagunsky. Total 1.

House Bill No. 447 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Crist, Jensen, Phillips, Purdy, Seifert, Taylor. Total 6.

Excused: Sagunsky. Total 1.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 327, 359 and 360.

OMHOLT, Chairman.

Report adopted.



House Bill No. 327 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Blewett, Blikken, Bradley, Brownfield, Cook, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 75.

Noes: Rostad. Total 1.

Absent and not voting: Beck, Brenner, Clark, Corcoran, Crist, Hess, Jensen, MacDonald, McElwain, Taylor, Purdy, Van Dyke, Working. Total 13.

Excused: Sagunsky. Total 1.

House Bill No. 359 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Dokken, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hauge, Hess, Holtz, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, O'Connor, Page (Granite), Page (Missoula), Parker, Reed, Rieder, Sales, Scofield, Seifert, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 57.

Noes: Anders, Brownfield, Cowley, Fulton, Hanford, Harpster, Hawks, Higgins, Leuthold, Mackay, Omholt, Peters, Pierce, Prill, Rostad, Schiltz, Smith, Watkins, Wilson (Treasure). Total 19.

Absent and not voting: Babich, Corcoran, Crist, Dwyer, Esp, Jensen, MacDonald, McCarthy, Norby, Phillips, Purdy, Skibby, Taylor. Total 13.

Excused: Sagunsky. Total 1.

House Bill No. 360 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: Haines (Flathead). Total 1.

Absent and not voting: Crist, Dwyer, Esp, Hawks, Jensen, MacDonald, Phillips, Purdy, Skibby, Taylor. Total 10.

Excused: Sagunsky. Total 1.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, February 16, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## FORTY-SEVENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 16, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Jensen and Sagunsky.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-sixth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 381, respectfully report as follows: That House Bill No. 381 do not pass.

SKIBBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 391, respectfully report as follows: That House Bill No. 391 be amended as follows:

By striking out in title the words "and providing penalties for violation of this act" and by striking out section 2 and, as amended, recommend same do pass.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 355, respectfully report as follows: That House Bill No. 355 do not pass.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 251, respectfully report as follows: That House Bill No. 251 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 434, respectfully report as follows: That House Bill No. 434 do pass.

TAYLOR, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

February 15, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 62 by Sawtell and Padbury.

Senate Bill No. 134 by Hibbs.

Senate Bill No. 117 by Ettien.

Substitute for Senate Bill No. 114 by Public Health and Sanitation.

Senate Bill No. 89 by McKenna et al.

Senate Bill No. 59 by Wilson (T) and Ross.

Senate Bill No. 98 by Padbury.

Senate Bill No. 106 by Committee on Military Affairs.

Senate Bill No. 139 by Ross et al.

Senate Bill No. 26 by Keller.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 15, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bills for further consideration:

House Bill No. 42.

House Bill No. 39.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that the Speaker of the House of Representatives inform the Governor that he is in error in his understanding that House Bill No. 117 has not been printed; that the Speaker also inform the Governor that House Bill No. 117 has been printed, is upon the desks of the members, and will be considered this legislative day in its normal course of business; and to further inform the Governor that all legislation reported out by its committees favorably will be given full consideration by the House of Representatives prior to the deadline for transmittal of bills.

It was moved by McElwain, duly seconded and carried, that House Bills Nos. 39 and 42 be returned to the Senate pursuant to their request.

It was moved by McElwain, duly seconded and carried, that the House reconsider its action of yesterday in killing House Bill No. 163 on Third Reading.

### INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees, House Bills Nos. 451 and 452 being introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 451, introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money out of the common school permanent fund for the purpose of reimbursing the heir of the estate of Bridget J. Destiche whose estate escheated to the common school permanent fund account and should be paid to the heir as established by the judgment of the district court distributing such estate." Referred to Committee on Appropriations.

House Bill No. 452, introduced by Appropriations Committee: A bill for an act entitled: "An act to appropriate money out of the common school permanent fund for the purpose of reimbursing the heir of the estate of

Jack McLennan whose estate escheated to the common school permanent fund account and should be paid to the heir as established by the judgment of the district court distributing such estate." Referred to Committee on Appropriations.

Senate Bill No. 26, introduced by Keller: A bill for an act entitled: "An act to amend Section 16-1803, Revised Codes of Montana, 1947, relating to requests for bids in making purchases by county commissioners." Referred to Committee on Townships and Counties.

Senate Bill No. 59, introduced by Wilson (Toole), Ross: A bill for an act entitled: "An act defining habitual criminals and providing punishment for such persons." Referred to Committee on Judiciary.

Senate Bill No. 62, introduced by Sawtell and Padbury: A bill for an act entitled: "An act to amend Section 94-2702 of the Revised Codes of Montana, for 1947, relating to uttering fraudulent checks or drafts—evidence; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

Senate Bill No. 89, introduced by McKenna, Rice, Bristow and Cotton: A bill for an act entitled: "An act to amend the following sections of the Revised Codes of Montana, 1947, Section 90-101, Section 90-125, Section 90-126, Section 90-136, Section 90-137, Section 90-147, relating to standards of weights and measures, duties of the state sealer of weights and measures and acts forbidden, penalty for using false weights; providing that the state sealer of weights and measures is authorized to make and promulgate rules and regulations; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on State Boards and Institutions.

Senate Bill No. 98, introduced by Padbury: A bill for an act entitled: "An act to amend Section 11-2218 of the Revised Codes of Montana, 1947, relating to city and town sewerage systems and sewage treatment and disposal plants and the issuance of revenue bonds therefor; prescribing the procedure for elections thereon; providing for the refunding of such bonds; and authorizing the making of covenants for the security thereof, relative to charges for sewerage services and benefits to the municipality." Referred to Committee on Affairs of Cities.

Senate Bill No. 106, introduced by Committee on Military Affairs, by request: A bill for an act entitled: "An act amending Section 77-412 Revised Codes of Montana, 1947, prohibiting the unauthorized wearing of badges or other insignia of organizations, and providing penalty therefor." Referred to Committee on Military Affairs.

Substitute for Senate Bill No. 114, introduced by Public Health and Sanitation: A bill for an act entitled: "An act to provide for the licensing and regulation by the State Board of Health of any person, persons, partnership, firm, or corporation engaged in the business of cleaning cesspools, septic tanks, or privies; fixing the fee for such licenses; providing for the issuance of permits by health officers of cities, towns, and counties; fixing the fee for such permit; authorizing health officers of incorporated cities, towns or counties having jurisdiction to designate disposal places; and providing penalties for violation of any of the provisions of this act." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 117, introduced by Ettien: A bill for an act entitled: "An act to amend Section 16-2050 of the Revised Codes of Montana, 1947, relating to the investment of county moneys." Referred to Committee on Townships and Counties.

Senate Bill No. 134, introduced by Hibbs: A bill for an act entitled: "An act amending Section 91-4423, Revised Codes of Montana, 1947, relating to the jurisdiction of the district court in granting letters testamentary or of administration upon estates of decedents whose property is chargeable with inheritance tax and in the determination of questions arising under

inheritance tax laws and providing that, before such determination shall be made, notice of hearing shall be given to the State Board of Equalization, and providing for objections by the State Board of Equalization to the computation of such tax, and for hearing thereon; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

Senate Bill No. 139, introduced by Ross, Lott, Spear, Wilson (Toole): A bill for an act entitled: "An act to amend Section 81-924, Revised Codes of Montana, 1947, relating to default in payment of purchase price of state lands and cancellation of certificate, to provide that in case of default in payment where the land is open to lease, the former lessee shall have a prior right to lease the tract at the existing rate, or at the rate set by competitive bidding if such occurs." Referred to Committee on State Lands, Forests and Parks.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

MacDonald of Garfield in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 388 be amended in section 1 by inserting after the word "labor" in line 32 of the printed bill the following: ", agricultural or horticultural" and be further amended in section 1 by inserting in line 43 of the printed bill, after the word "commercial", the word "real." and that as so amended do pass.

That House Bill No. 117 be amended in section 5 in line 5, page 2, by inserting a period after the word "offices" and deleting the rest of the sentence, and as so amended do pass.

That the Committee arise and report progress and beg leave to sit again.

MACDONALD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 232, 235, 242, 255, 280, 265, 326, 409, 425, and 445.

OMHOLT, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

MacDonald of Garfield in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under



consideration business under general orders, recommend the following:

That House Bill No. 278 do pass.

That House Bill No. 183 do pass.

That House Bill No. 167 be amended in the title by inserting after the words "United States" in the third line of the title on the printed bill, the words: "or state Militia", and be further amended in section 1 by inserting after the words "United States" in line 2 of said section 1, on the printed bill, the following words: "or the State militia" and be further amended in section 1 by striking out the period (.) at the end of said section 1 and inserting in lieu thereof the words "and by a judgment of such court adjudging such person thereafter disqualified to own or hold directly or indirectly any real property or interest in real property within the State of Montana or to own or hold directly or indirectly any interest in any corporation, syndicate, trust or other organization owning or holding any real property in the State of Montana." and that as so amended do pass.

That House Bill No. 228 do pass.

That House Bill No. 329 do pass.

That House Bill No. 449 do pass.

That House Bill No. 387 do pass.

That House Bill No. 410 be amended in section 1 by striking section 1 through the schedule, and inserting in lieu thereof the following words and figures: "Section 1. The salaries of County Attorneys shall be based on the population and taxable valuation of the County in accordance with the following schedule:

Population of County	Salary Col. A	Taxable Valuation of County	Salary Col. B
Below	\$1,050	Below 2,000,000	\$1,050
3,000 to 3,999	1,150	2,000,000 to 2,999,999	1,150
4,000 to 4,999	1,300	3,000,000 to 3,999,999	1,300
5,000 to 5,999	1,450	4,000,000 to 4,999,999	1,450
6,000 to 6,999	1,550	5,000,000 to 5,999,999	1,550
7,000 to 7,999	1,650	6,000,000 to 6,999,999	1,650
8,000 to 8,999	1,700	7,000,000 to 7,999,999	1,700
9,000 to 9,999	1,750	8,000,000 to 8,999,999	1,750
10,000 to 12,499	1,800	10,000,000 to 11,999,999	1,800
12,500 to 14,999	1,850	12,000,000 to 13,999,999	1,850
15,000 to 17,499	1,900	14,000,000 to 15,999,999	1,900
17,500 to 19,999	1,950	16,000,000 to 17,999,999	1,950
20,000 to 24,999	2,000	18,000,000 to 19,999,999	2,000
25,000 to 29,999	2,050	20,000,000 to 22,999,999	2,050
30,000 to 39,999	2,100	23,000,000 to 24,999,999	2,100
40,000 to 49,999	2,150	25,000,000 to 29,999,999	2,150
50,000 to 59,999	2,200	30,000,000 to 34,999,999	2,200
60,000 to 69,999	2,250	35,000,000 to 39,999,999	2,250
70,000 to 79,999	2,300	40,000,000 to 44,999,999	2,300
80,000 and over	2,350	45,000,000 and over	2,350

And as so amended, do pass.

That House Bill No. 442 do pass.

That House Bill No. 395 do pass.

That House Bill No. 229 do pass.

That House Bill No. 205 do pass.

That House Bill No. 375 do pass.

That House Bill No. 340 do pass.

MACDONALD, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 221, 391, 424, 435, 192, 139 and 448, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 217, respectfully report as follows: That House Bill No. 217 do pass.

CORCORAN, Chairman.

Report adopted.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bill No. 24 be taken from the Committee on Appropriations and placed on General Orders.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

MacDonald of Garfield in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 24 do pass.

That House Bill No. 217 do pass.

That Substitute House Bill No. 261 do pass.

That House Bill No. 335 do pass.

That House Bill No. 314 do pass.

That House Bill No. 332 do pass.

That House Bill No. 307 be amended in section 1 by striking out in line 8 the word "which", following the word "Fiduciary", and all of lines 9 to 14, including the word "property" in line 14, and inserting in lieu thereof the words "from and after a notice of lien is filed showing the amount of tax due. Said notice shall be filed by the board in the office of the county clerk and recorder of any county wherein is located the property subject to the tax lien, and shall be subordinate to any other valid lien then of record."

And further amended in section 1 by striking out in line 15 the word "tax" following the word "said" and inserting in lieu thereof the word "lien", and by adding the following words next after the word "otherwise" in line 18: "after filing said notice of lien."

And as so amended, do pass.

That the enacting clause of House Bill No. 424 be stricken.

That House Bill No. 435 do pass.

That House Bill No. 192 be amended in the title by striking out in line 18 of page 1 the words "and towns" and inserting in lieu thereof the words "having a population of five thousand (5,000) or more or the owners of which reside within the boundaries of any incorporated city of the

State of Montana which lies within one (1) mile of the city limits of an incorporated city having a population of five thousand (5,000) or more."

And be further amended in the title by in line 21—delete the words "and towns" In line 22—delete the words "and towns" In line 27—delete the word "all" and insert in lieu thereof the word "such" In line 27—delete the words "and towns" In line 30 of the title at the top of page 2—delete the words "and towns" and insert the word "such" before the word "cities".

And be further amended in section 1 by striking out in line 67, page 3 the words "or towns" and inserting in lieu thereof the words "having a population of five thousand (5,000) or more or the owners of which reside within the boundaries of any incorporated city of the State of Montana which lies within one (1) mile of the city limits of an incorporated city having a population of five thousand (5,000) or more".

And be further amended in section 1 by striking out in line 69, page 3 the words "or town" In line 71, the words "or town" In line 73 the words "or towns" In line 74 the words "or town" In line 81, page 4 the words "and towns" and that as so amended, do pass.

That House Bill No. 139 do pass.

That House Bill No. 448 do pass.

That House Bill No. 221 do pass.

That House Bill No. 391 be amended by striking out section 2 and numbering section 3 in the printed bill as section 2 and that as so amended, do pass.

MACDONALD, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 163 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Cook, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Holtz, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Judith Basin), Mr. Speaker. Total 61.

Noes: Ammerman, Anderson (Cascade), Atkinson, Bradley, Brownfield, Corcoran, Haines (Flathead), Hawks, Iten, Omholt, Page (Missoula), Peters, Rieder, Taylor, Wiedman, Wilson (Treasure). Total 16.

Absent and not voting: Blikken, Brenner, Clark, Cowley, Crist, Dokken, Esp, Haines (Missoula), Higgins, Working. Total 10.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 232 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble,

Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Andersen (Richland), Babich, Blikken, Cowley, Crist, Dwyer, Esp, Graybill, Mackay, Nixon, Scofield, Taylor, Working. Total 13.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 235 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: Higgins. Total 1.

Absent and not voting: Babich, Barnard, Blikken, Cowley, Crist, Dwyer, Esp, Haines (Flathead), Haines (Missoula), MacDonald, Mackay, Michels, Nixon, Purdy, Scofield, Working. Total 16.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 242 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Rieder, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Purdy, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Atkinson, Babich, Blikken, Cowley, Crist, Dwyer, Esp, MacDonald, Mackay, Nixon, O'Connor, Rostad, Tripp, Working. Total 14.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 255 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Lien, Loughran, McCarthy, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert,



Skibby, Smith, Taylor, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 55.

Noes: Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Hess, Holtz, Karlberg, Loble, Lockridge, McBride, Michels, Sykes, Tripp, Valach, Wilson (Judith Basin). Total 22.

Absent and not voting: Atkinson, Blikken, Cowley, Crist, MacDonald, Mackay, Magnuson, Nixon, O'Connor, Working. Total 10.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 280 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 74.

Noes: Ammerman, Rieder, Van Dyke. Total 3.

Absent and not voting: Atkinson, Blikken, Cowley, Crist, MacDonald, Mackay, Nixon, O'Connor, Sales, Working. Total 10.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 265 failed to pass by the following vote:

Ayes: Andersen (Richland), Anderson (Cascade), Barnard, Blewett, Brenner, Clark, Cook, Dokken, Emmons, Fulton, Goodgame, Graybill, Harpster, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loughran, Magnuson, McBride, Mountain, O'Connor, Omholt, Page (Missoula), Parker, Prill, Reed, Scofield, Sykes, Tripp, Trout, Wiedman. Total 34.

Noes: Ammerman, Anders, Aronow, Babich, Barrett, Bradley, Brownfield, Corcoran, Dwyer, Foley, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Loble, Lockridge, McCarthy, Michels, Norby, Page (Granite), Peters, Phillips, Pierce, Purdy, Rieder, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Taylor, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 42.

Absent and not voting: Atkinson, Beck, Blikken, Cowley, Crist, Esp, Higgins, MacDonald, Mackay, Nixon, Working. Total 11.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 326 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach,



Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barrett, Blikken, Cowley, Crist, Esp, MacDonald, Mackay, Nixon, Page (Missoula), Taylor. Total 10.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 409 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barrett, Blikken, Cowley, Crist, Esp, MacDonald, Mackay, Nixon, Purdy, Scofield. Total 10.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 425 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 71.

Noes: Haines (Missoula), Omholt. Total 2.

Absent and not voting: Barnard, Barrett, Cowley, Blikken, Crist, Loble, MacDonald, Mackay, Nixon, O'Connor, Phillips, Sales, Taylor, Watkins. Total 14.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 445 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Michels, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Barnard, Barrett, Cowley, Crist, Graybill, Hanford, Loble, MacDonald, Mackay, Nixon, Phillips, Pierce, Taylor, Working. Total 14.

Excused: Jensen, McElwain, Sagunsky. Total 3.

It was moved by O'Connor, duly seconded and carried, that the House recess until 6:30 P. M.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 167, 24, 117, 139, 205, 217, 219, 221, 228, 229, 278, 291, 314, 329, 332, 335, 338, 340, 375, 387, 388, 395, 442, 448, 410, 449, 183 and Substitute House Bill No. 261.

OMHOLT, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

February 16, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 90 by Moss and Mahoney.

Senate Bill No. 111 by Worden.

Senate Bill No. 130 by Mahoney et al.

Sub. for Senate Bill No. 65 by Committee on Fish and Game.

Sub. for Senate Bill No. 58 by Committee on Finance and Claims.

Senate Bill No. 73 by Manning et al.

Senate Bill No. 92 by McKenna.

Senate Bill No. 97 by Padbury.

Senate Bill No. 123 by Committee on Public Lands.

Senate Bill No. 116 by Valiton and Winters.

Sub. for Senate Bill No. 30 by Judiciary Committee.

Sub. for Senate Bill No. 125 by Education Committee.

Sub. for Senate Bill No. 124 by Agriculture Committee.

Senate Joint Memorial No. 10 by Committee on Water, Water Conservation and Flood Control.

Senate Joint Memorial No. 8 by Balgord et al.

Senate Bill No. 57 by Hibbs.

Senate Bill No. 135 by Busch.

Sub. for Senate Bill No. 23 by Counties and Towns Committee.

Senate Bill No. 10 by Weydemeyer et al.

Sub. for Senate Bill No. 145 by Judiciary Committee.

Senate Bill No. 118 by Weydemeyer et al.

Senate Bill No. 120 by James et al.

Senate Bill No. 137 by Valiton.

Senate Joint Resolution No. 3 by Nutter et al.

Senate Bill No. 63 by Busch et al.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

## MOTIONS AND RESOLUTIONS

It was moved by Loble, duly seconded and carried, that the House reconsider its action taken on Third Reading of House Bill No. 265.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 167 was passed by the following vote:

Ayes: Ammerman, Anders, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Corcoran, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Harpster, Hawks, Higgins, Iten, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Trout, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 61.

Noes: Andersen (Richland), Anderson (Cascade), Barnard, Beck, Blikken, Clark, Cook, Emmons, Graybill, Hess, Holtz, Karlberg, McBride, McCarthy, Sykes, Tripp, Valach. Total 17.

Absent and not voting: Aronow, Cowley, Crist, Hanford, Hauge, Rieder, Taylor, Van Dyke, Goodgame. Total 9.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 219 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Aronow, Babich, Cowley, Crist, Dwyer, Esp, Goodgame, Hauge, Higgins, Norby, O'Connor, Rieder, Taylor, Van Dyke. Total 14.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 291 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wied-

man, Wilson (Treasure), Wilson (Judith Basin), Working, Sykes, Mr. Speaker. Total 71.

Noes: Anders, Omholt, Sales. Total 3.

Absent and not voting: Aronow, Babich, Barnard, Cook, Cowley, Crist, Dwyer, Esp, Hauge, Higgins, Magnuson, Rieder, Taylor. Total 13.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 338 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Aronow, Cowley, Crist, Esp, Hauge, Omholt, Parker, Rieder, Taylor. Total 9.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 24 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: Haines (Missoula), Taylor. Total 2.

Absent and not voting: Aronow, Cowley, Crist, Esp, Magnuson, Norby, Rieder. Total 7.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 388 was passed by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Leuthold, Lockridge, Loughran, Mackay, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 50.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Corcoran, Emmons, Foley, Goodgame, Graybill, Haines (Flathead), Harpster, Hess, Holtz, Iten, Karlberg, Lien, Loble, MacDonald, Magnuson, McBride, McCarthy,



Michels, Nixon, Parker, Seifert, Tripp, Trout, Valach, Wilson (Judith Basin). Total 35.

Absent and not voting: Cowley, Rieder, Van Dyke. Total 3.

Excused: Jensen, Sagunsky. Total 2.

Pairs were recorded as follows: McElwain voting Aye and Seifert voting No; Esp voting Aye and Corcoran voting No; Crist voting Aye and Haines (Flathead) voting No.

House Bill No. 375 was passed by the following vote:

Ayes: Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barrett, Bradley, Brenner, Cook, Dokken, Dwyer, Emmons, Foley, Freshman, Gebhardt, Graybill, Hauge, Hawks, Holtz, Karlberg, Lien, Loble, Loughran, Magnuson, McCarthy, Michels, Mountain, Nixon, Norby, Page (Granite), Page (Missoula), Peters, Pierce, Reed, Rostad, Sales, Schiltz, Skibby, Sykes, Tripp, Valach, Van Dyke, Westlake, Wilson (Treasure), Working, Mr. Speaker. Total 45.

Noes: Ammerman, Anders, Atkinson, Beck, Blewett, Brownfield, Clark, Fulton, Goodgame, Haines (Flathead), Hanford, Harpster, Hess, Higgins, Iten, Leuthold, Lockridge, Mackay, McBride, McElwain, O'Connor, Omholt, Parker, Phillips, Prill, Purdy, Scofield, Seifert, Smith, Taylor, Trout, Watkins, Wiedman, Wilson (Judith Basin). Total 34.

Absent and not voting: Barnard, Blikken, Corcoran, Cowley, Crist, Esp, Haines (Missoula), MacDonald, Rieder. Total 9.

Excused: Jensen, Sagunsky. Total 2.

Pairs were recorded as follows: Magnuson voting Aye and McElwain voting No.

House Bill No. 117 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Schiltz, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 70.

Noes: Mackay, O'Connor, Rostad, Sales, Scofield, Wilson (Treasure). Total 6.

Absent and not voting: Babich, Barnard, Blikken, Bradley, Cowley, Crist, Esp, MacDonald, McCarthy, Peters, Rieder. Total 11.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 335 was passed by the following vote:

Ayes: Anders, Anderson (Cascade), Atkinson, Blewett, Bradley, Brenner, Brownfield, Cook, Corcoran, Dokken, Dwyer, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Holtz, Karlberg, Leuthold, Lien, Loble, Loughran, Mackay, Magnuson, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Fulton, Mr. Speaker. Total 58.

Noes: Ammerman, Andersen (Richland), Babich, Barrett, Beck, Clark,



Emmons, Foley, Harpster, Hess, Iten, Lockridge, McBride, McCarthy, Page (Granite), Parker, Trout, Wilson (Judith Basin). Total 18.

Absent and not voting: Aronow, Barnard, Blikken, Cowley, Crist, Esp, Freshman, MacDonald, Nixon, Peters, Rieder. Total 11.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 139 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Dokken, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barnard, Blikken, Corcoran, Cowley, Crist, Esp, Fulton, Page (Granite), Peters, Rieder. Total 10.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 183 was passed by the following vote:

Ayes: Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Dokken, Emmons, Foley, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hess, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Mackay, Magnuson, McBride, Norby, Omholt, Page (Missoula), Parker, Prill, Reed, Rostad, Schiltz, Seifert, Skibby, Sykes, Tripp, Van Dyke, Westlake, Wiedman, Mr. Speaker. Total 46.

Noes: Ammerman, Andersen (Richland), Brenner, Corcoran, Dwyer, Freshman, Fulton, Goodgame, Harpster, Hauge, Hawks, Holtz, Lockridge, McCarthy, Michels, O'Connor, Page (Granite), Pierce, Purdy, Sales, Scofield, Smith, Taylor, Trout, Valach, Watkins, Wilson (Treasure), Wilson (Judith Basin), Working. Total 29.

Absent and not voting: Barnard, Blikken, Cowley, Crist, Esp, Loughran, MacDonald, Mountain, Nixon, Peters, Phillips, Rieder. Total 12.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 205 failed to pass by the following vote:

Ayes: Anders, Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Loughran, Magnuson, McBride, McCarthy, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 57.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Brenner, Brownfield, Clark, Fulton, Hanford, Harpster, Hauge, Hess, Holtz, Lockridge, Mackay, McElwain, Michels, Nixon, Phillips, Taylor, Tripp, Trout, Wilson (Judith Basin), Working. Total 23.

Absent and not voting: Barnard, Blikken, Cowley, Crist, Esp, MacDonald, Peters, Rieder. Total 8.

Excused: Jensen, Sagunsky. Total 2.

Pairs were recorded as follows: Page (Missoula) voting Aye and McElwain voting No.

A two-thirds vote being required for the above Constitutional Amendment, House Bill No. 205 failed to pass.

House Bill No. 217 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barrett, Beck, Brenner, Cook, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Goodgame, Haines (Missoula), Hanford, Higgins, Holtz, Karlberg, Loble, Lockridge, Loughran, McBride, McCarthy, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Purdy, Rostad, Sales, Seifert, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Working, Mr. Speaker. Total 46.

Noes: Anders, Atkinson, Blewett, Brownfield, Clark, Gebhardt, Graybill, Haines (Flathead), Harpster, Hauge, Hawks, Hess, Iten, Leuthold, Lien, Magnuson, O'Connor, Phillips, Pierce, Prill, Reed, Schiltz, Scofield, Skibby, Taylor, Wiedman, Wilson (Judith Basin). Total 27.

Absent and not voting: Barnard, Blikken, Bradley, Corcoran, Cowley, Crist, Esp, MacDonald, Mackay, Michels, Peters, Rieder, Valach, Wilson (Treasure). Total 14.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 221 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Emmons, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Phillips, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 64.

Noes: Aronow, Barrett, Dwyer, Gebhardt, Leuthold, Mackay, O'Connor, Skibby, Taylor, Watkins. Total 10.

Absent and not voting: Barnard, Beck, Blikken, Cowley, Crist, Esp, Loble, MacDonald, Parker, Peters, Pierce, Rieder, Rostad. Total 13.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 228 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Bradley, Brenner, Brownfield, Clark, Cook, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Phillips, Pierce, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 67.

Noes: Babich, Dwyer, Skibby, Taylor. Total 4.

Absent and not voting: Barnard, Blewett, Blikken, Corcoran, Cowley, Crist, Esp, Graybill, MacDonald, Nixon, Omholt, Parker, Peters, Prill, Rieder, Rostad. Total 16.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 229 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Phillips, Pierce, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Babich, Barnard, Beck, Blikken, Cowley, Crist, Esp, MacDonald, O'Connor, Parker, Peters, Prill, Rieder. Total 13.

Excused: Jensen, McElwain, Sagunsky. Total 3.

Substitute House Bill No. 261 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barnard, Beck, Blikken, Cowley, Crist, Dokken, Esp, Hawks, MacDonald, Peters, Prill, Rieder. Total 12.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 278 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Brenner, Brownfield, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 71.

Noes: Bradley, Clark, Hanford, Nixon. Total 4.

Absent and not voting: Barnard, Beck, Blikken, Cowley, Crist, Esp, MacDonald, O'Connor, Peters, Rieder, Scofield, Valach. Total 12.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 314 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Bradley, Brownfield, Clark, Cook, Dokken, Dwyer, Emmons, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Karlberg, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, Michels, Mountain, Nixon, Norby, Page (Granite), Page (Missoula), Parker, Pierce, Prill, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 65.

Noes: Anders, Blewett, Corcoran, Freshman, Iten, Leuthold, Omholt, Phillips, Purdy, Valach. Total 10.

Absent and not voting: Barnard, Beck, Blikken, Brenner, Cowley, Crist, Esp, MacDonald, McCarthy, O'Connor, Peters, Rieder. Total 12.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 329 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Parker, Phillips, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Barnard, Beck, Blikken, Brenner, Cowley, Crist, Esp, Graybill, Hess, MacDonald, McCarthy, Page (Granite), Peters, Pierce, Rieder, Scofield, Taylor. Total 17.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 332 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Pierce, Prill, Reed, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Barnard, Beck, Blikken, Brenner, Cowley, Crist, Esp, Hauge, MacDonald, Nixon, Peters, Phillips, Purdy, Rostad, Rieder, Scofield, Taylor. Total 17.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 340 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barrett, Blewett, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer,



Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, McBride, McCarthy, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Anderson (Cascade), Barnard, Beck, Blikken, Bradley, Brenner, Cowley, Crist, Esp, Hauge, MacDonald, Magnuson, Nixon, Norby, Peters, Phillips, Rieder, Rostad, Skibby. Total 19.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 387 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Barnard, Beck, Blikken, Cowley, Crist, Esp, Gebhardt, Hawks, MacDonald, Michels, Nixon, Peters, Rieder. Total 13.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 395 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barnard, Beck, Blikken, Corcoran, Cowley, Crist, Esp, Nixon, Page (Granite), Peters, Rieder, Westlake. Total 12.

Excused: Jensen, McElwain, Sagunsky. Total 3.

The foregoing, being a Constitutional Amendment, is herewith set out in full:

#### HOUSE BILL NO. 395

#### INTRODUCED BY WAYS AND MEANS COMMITTEE

A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana an amendment to the Constitution of the State



of Montana, to remove the exemption from taxation property of the United States, and amending Article XII, Section 2, to so provide."

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. That Section 2 of Article XII of the Constitution of the State of Montana be amended as hereinafter provided, and that the question of such amendment be submitted to the qualified electors of the State of Montana at the General Election to be held in November, 1952.

Section 2. That Section 2 of Article XII of the Constitution of the State of Montana, be, and the same is hereby amended to read as follows:

"Section 2. The property of the state, counties, cities, towns, school districts, municipal corporations and public libraries shall be exempt from taxation; and such other property as may be used exclusively for the agricultural and horticultural societies, for educational purposes, places for actual religious worship, hospitals and places of burial not used or held for private or corporate profit, institutions of purely public charity and evidences of debt secured by mortgages of record upon real or personal property in the State of Montana, may be exempt from taxation."

Section 3. This amendment shall be submitted to the qualified electors of the State of Montana by being placed on the official ballot as provided by law in case of Constitutional Amendments, and there shall be printed on such ballot the title of this act and the following words:

- ☐ For the above amendment.
- ☐ Against the above amendment.

The elector shall designate his preference for either by making an "X" before the proposition for which he desires to vote.

Section 4. The vote cast for and against the amendment herein proposed shall be counted, canvassed and determined by such officials and in such manner as provided by law, and if a majority of all votes cast at such election for and against such amendment shall be in favor of such amendment, the Governor of the State shall so declare by public proclamation and the amendment shall be in full force and effect as a part of the Constitution from and after the date of proclamation.

Section 5. This act shall be in full force and effect from and after its passage and approval.

House Bill No. 442 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Beck, Cowley, Crist, Esp, Michels, Norby, Peters, Rieder, Skibby, Watkins, Working. Total 11.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 448 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Emmons, Foley, Freshman, Fulton, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 67.

Noes: Dwyer, Rostad, Taylor. Total 3.

Absent and not voting: Aronow, Beck, Brenner, Brownfield, Cowley, Crist, Dokken, Esp, Gebhardt, Goodgame, Harpster, Holtz, Nixon, O'Connor, Page (Granite), Peters, Rieder. Total 17.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 449 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Aronow, Beck, Corcoran, Cowley, Crist, Esp, Goodgame, Haines (Flathead), Omholt, Peters, Rieder. Total 11.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 410 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Blewett, Blikken, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: Bradley, Brenner, Leuthold, Sales. Total 4.

Absent and not voting: Andersen (Richland), Aronow, Beck, Cowley, Crist, Esp, Gebhardt, Page (Granite), Peters, Rieder. Total 10.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 265 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Blewett, Blikken, Brenner, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, Michels, Mountain, Norby, O'Connor, Omholt, Page

(Granite), Page (Missoula), Parker, Prill, Purdy, Reed, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 68.

Noes: Aronow, Babich, Barrett, Bradley, Brownfield, Fulton, Haines (Flathead), Hauge, McCarthy, Nixon, Phillips, Pierce, Sales. Total 13.

Absent and not voting: Beck, Cowley, Crist, Esp, Peters, Rieder. Total 6.

Excused: Jensen, McElwain, Sagunsky. Total 3.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 192, 307, 391 and 435.

OMHOLT, Chairman.

Report adopted.

House Bill No. 391 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Blikken, Brenner, Clark, Cook, Dwyer, Emmons, Foley, Gebhardt, Goodgame, Graybill, Harpster, Hauge, Hess, Higgins, Holtz, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, McBride, Michels, Mountain, Norby, Page (Missoula), Parker, Purdy, Reed, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin), Working, Mr. Speaker. Total 49.

Noes: Anders, Blewett, Bradley, Brownfield, Corcoran, Dokken, Freshman, Fulton, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Mackay, O'Connor, Omholt, Phillips, Pierce, Prill, Rostad, Sales, Skibby, Taylor, Watkins, Wiedman, Wilson (Treasure). Total 25.

Absent and not voting: Atkinson, Beck, Cowley, Crist, Esp, Iten, Loughran, Magnuson, McCarthy, Nixon, Page (Granite), Peters, Rieder. Total 13.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 435 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, Page (Granite), Parker, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Smith, Sykes, Taylor, Tripp, Trout, Valach, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 65.

Noes: Babich, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Leuthold, O'Connor, Omholt, Page (Missoula), Phillips, Pierce, Prill, Purdy, Rostad, Skibby, Watkins. Total 16.

Absent and not voting: Beck, Cowley, Crist, Esp, Peters, Van Dyke. Total 6.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 307 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Babich, Barnard, Barrett, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Dokken, Dwyer, Foley, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay,

Magnuson, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 71.

Noes: Anderson (Cascade), Atkinson, Clark, Emmons, Freshman, Goodgame, MacDonald, McBride. Total 8.

Absent and not voting: Beck, Corcoran, Cowley, Crist, Esp, Parker, Peters, Smith. Total 8.

Excused: Jensen, McElwain, Sagunsky. Total 3.

House Bill No. 192 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Blewett, Brenner, Brownfield, Clark, Cook, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Pierce, Prill, Reed, Rostad, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Westlake, Wilson (Judith Basin), Working, Mr. Speaker. Total 58.

Noes: Aronow, Barnard, Barrett, Blikken, Bradley, Corcoran, Goodgame, Hauge, Hawks, Hess, MacDonald, Omholt, Parker, Phillips, Purdy, Rieder, Sales, Taylor, Van Dyke, Watkins, Wiedman, Wilson (Treasure). Total 22.

Absent and not voting: Beck, Cowley, Crist, Esp, Loughran, Peters, Seifert. Total 7.

Excused: Jensen, McElwain, Sagunsky. Total 3.

It was moved by O'Connor, duly seconded and carried, that the House adjourn until Saturday, February 17, 1951, at 1:00 P. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FORTY-EIGHTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 17, 1951.

House convened, pursuant to adjournment, at 1:00 P. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On Roll Call, all members were present except the following who were excused: Anderson (Cascade), Aronow, Bradley, Crist, Graybill, Hawks, Higgins, Iten, Jensen, Karlberg, Lockridge, Mackay, McElwain, Nixon, Sagunsky and Seifert. The following were absent: Clark, Cowley and McBride.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-seventh Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred



House Bills Nos. 251 and 434, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

The Speaker signed Senate Bill No. 36 in open session.

### INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees, House Bills Nos. 453, 454, 455, 456 and 457 being introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 453, introduced by Appropriations Committee. A bill for an act entitled: "An act to transfer from the balance, if any, now remaining in certain specific appropriation made from the general fund under a specific provision of House Bill Number 447 of the Thirty-first Legislative Assembly for the unit of the University of the State of Montana known as Eastern Montana College of Education, designated in said bill as Eastern Montana Normal School, transferring from said balance, if any, a sum of money not to exceed eight thousand dollars (\$8,000.00) from the fund created by said specific appropriation to the general fund of the said Eastern Montana College of Education for salaries and expenses; and providing that this act shall be in full force and effect from and after its passage and approval." Referred to Committee on Appropriations.

House Bill No. 454, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money for the operation maintenance and other purposes as designated herein, for certain state departments and offices for the period beginning July 1, 1951 and ending June 30, 1953." Referred to Committee on Appropriations.

House Bill No. 455, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money for the purpose of paying expenses, as designated herein, for the Superintendent of Public Instruction, Board of Education, transportation of prisoners, library extension commission, state forester, governor's office and state accountant and budget office for the remainder of the current fiscal year ending June 30, 1951, it having been determined that the appropriations made therefor by the Thirty-first Legislative Assembly were insufficient." Referred to Committee on Appropriations.

House Bill No. 456, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money for the State Department of Public Welfare of the State of Montana to reimburse the said department for moneys advanced from its general relief and contingencies account for aid to the permanently and totally disabled and for medical examinations for the period beginning October 1, 1950 and ending January 31, 1951, and to appropriate money for the said State Department of Public Welfare of the State of Montana for aid to the permanently and totally disabled and for medical examinations for the period beginning February 1, 1951 and ending June 30, 1951." Referred to Committee on Appropriations.

House Bill No. 457, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate supplementary money for the State Department of Public Welfare of the State of Montana for the fiscal year ending June 30, 1951 to enable the said department to discharge its obligation to provide payments for old age assistance, aid to dependent children and aid to needy blind in an amount sufficient to provide each person or family with a reasonable subsistence compatible with decency and health, and to provide additional funds for general relief and contingencies." Referred to Committee on Appropriations.



Senate Bill No. 10, introduced by Weydemeyer, Moss, Bovey and Cotton. A bill for an act entitled: "An act to provide for a continuing program of conservation education in the public elementary and secondary public schools of Montana, and through the six units of the Greater University of Montana; providing for field services in the area of conservation education through the staff of Montana State College and the Montana State University; providing for at least one workshop each year at Western Montana College of Education, Eastern Montana College of Education and Northern Montana College; and providing for an elementary school supervisor in the Department of Public Instruction; and providing that the type of program to be recommended to the schools of the state be determined by the State Board of Education in cooperation with the State Superintendent of Public Instruction." Referred to Committee on Education.

Substitute Senate Bill No. 23, introduced by Committee on Counties and Towns. A bill for an act entitled: "An act to amend Section 11-1202 of the Revised Codes of Montana, 1947, as amended by Chapter 139 of the Laws of the Thirty-first Legislative Assembly, 1949, relating to awarding contracts, for work or for supplies or for materials by cities and towns, limiting the amount, period of time; providing for method of advertisement for consideration of bids, providing for emergency; providing for installment contracts; providing for sale or trade of supplies or old equipment; providing for purchase of supplies from government agencies; providing for exclusion of contracts for professional, technical engineering and legal services from the provisions of the act; amending the same by raising the maximum period of days of the last publication before the consideration of bids from ten (10) days to fifteen (15) days." Referred to Committee on Affairs of Cities.

Senate Substitute for Senate Bill No. 30, introduced by Committee on Judiciary. A bill for an act entitled: "An act relating to a license tax on trade stimulators including punch boards, pull cards, and similar devices, fixing the amount of such tax, prescribing the method of administration by the State Board of Equalization, defining the terms used herein, the disposition of revenue from said license tax; providing for the licensing of distributors and dealers, and providing penalties for violation of this act, and repealing Sections 84-5701 and 84-5702, Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith." Referred to Committee on Ways and Means.

Senate Bill No. 57, introduced by Hibbs, by request. A bill for an act entitled: "An act to amend Sections 82-203, 82-204, 82-205, and 82-206, Revised Codes of Montana, 1947, relating to the Montana Armory Board, providing for its organization, meetings, and quorum, its powers and limitations, the verification of expense claims allowed, and the objects of the board." Referred to Committee on Military Affairs.

Substitute Senate Bill No. 58, introduced by Committee on Finance and Claims. A bill for an act entitled: "An act amending Section 79-902, Revised Codes of Montana, 1947, granting authority to the State Board of Examiners to authorize expenditures to be made or liabilities to be incurred in any fiscal year by educational institutions, state institutions, departments, boards, commissions or bureaus to meet unforeseen and unanticipated emergencies; providing for written applications for such authorization to be made by such institutions, departments, boards, commissions and bureaus, and specifying the contents of such applications; limiting the aggregate total amount of such emergency expenditures, inclusive of all liabilities to be incurred, to a maximum of one hundred fifty thousand dollars (\$150,000.00) in any fiscal year; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

Senate Bill No. 63, introduced by Busch, Larson, Kelly, Wilson (Toole). A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana of an amendment to the Constitution of

the State of Montana, amending Section 6 of Article XVI of said constitution, relating to the authorization of the Legislative Assembly to provide for the election or appointment of county, township, precinct and municipal officers not otherwise in the constitution provided as public convenience may require increasing the limit of time of office from two years to four years." Referred to Committee on Constitutional Amendments and Federal Relations.

Substitute Senate Bill No. 65, introduced by Committee on Fish and Game. A bill for an act entitled: "An act to amend Chapter 100 of the Session Laws of the Thirty-first Legislative Assembly, 1949, relating to the protection of fish and game; providing for the authority of the Fish and Game Commission to prohibit the use of small fish, dead or alive, in certain streams or lakes in the State of Montana; making it unlawful for any person or persons to transplant or introduce any species of fish, game birds or game animals without authorization from the Fish and Game Commission; providing that said Fish and Game Commission shall have power to promulgate regulations; providing penalties for violation of this act; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Fish and Game.

Senate Bill No. 73, introduced by Manning, Anderson (Chouteau), Ross and McQuitty. A bill for an act entitled: "An act to set the standards of the practices of electrical engineering and to safeguard life, health, property, and promote the public welfare; providing for the registration of qualified persons as electrical engineers, and providing for the certification of engineers-in-training; defining the terms electrical engineer, 'engineer-in-training', 'practice of electrical engineering'; creating a State Board of Registration for Electrical Engineers and providing for the appointment of its members; fixing the term of the board and defining its powers and duties; setting forth the minimum qualifications and other requirements for registrations; making the administration of this act self-supporting by establishing fees with expiration and renewal requirements; and providing for the enforcement of this act and penalties for its violation." Referred to Committee on State Boards and Institutions.

Senate Bill No. 90, introduced by Moss and Mahoney. A bill for an act entitled: "An act to amend Section 92-1001, Revised Codes of Montana, 1947, by providing the minimum capital and surplus structure of insurance companies and insurance organizations insuring employers' liability under compensation plan No. two, and providing for revocation of right of insurance companies and insurance organizations to operate in Montana for good cause." Referred to Committee on Workmen's Compensation.

Senate Bill No. 92, introduced by McKenna. A bill for an act entitled: "An act to amend Sections 16-214 and 16-223 of the Revised Codes of Montana of 1947, defining the boundaries of Fergus and Judith Basin counties." Referred to Committee on Townships and Counties.

Senate Bill No. 97, introduced by Padbury. A bill for an act entitled: "An act to amend Section 11-2403 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 52 of the Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, and Section 11-2404 of the Revised Codes of Montana, 1947, relating to city and town water-works and sewerage systems and the issuance of revenue bonds therefor; prescribing the procedure for elections thereon; providing for the refunding of such bonds; and authorizing the making of covenants for the security thereof, relative to charges for water and sewerage services to the municipality." Referred to Committee on Affairs of Cities.

Senate Bill No. 111, introduced by Worden. A bill for an act entitled: "An act authorizing the consolidation or merger of Montana corporations with other Montana corporations or with corporations organized under the laws of any other state or territory of the United States; providing

for the agreement of such merger, meeting of stockholders for the adoption of the same, for the notice of method of holding such meetings, for the service of processes upon the resulting corporation, the time when the existence of constituent corporations shall cease and that property rights and liabilities shall vest in the surviving corporation; providing for the rights of objecting stockholders, that actions pending at the time of merger shall not be affected, that prior mergers and consolidations shall be validated; providing for the effective date of this act, and that this act shall not amend, repeal or modify any of the terms and provisions of Sections 15-1003, 15-1801, 15-1802, 15-1803, 15-1804, 15-1805, 15-1806, or 15-1807 of the Revised Codes of Montana, 1947." Referred to Committee on Judiciary.

Senate Bill No. 116, introduced by Valiton and Winters. A bill for an act entitled: "An act to amend Section 87-145 of the Revised Codes of Montana, 1947, relating to penalties for violation of the Unemployment Compensation Law of the State of Montana, by providing for prosecution of persons who make false statements or representations in order to obtain or increase benefits or to prevent or reduce payment of benefits to any individual entitled thereto or to avoid or reduce contributions or other payments required from employing units under employment security laws of sister states, or of the federal government, making this act effective upon its passage and approval, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Social Security.

Senate Bill No. 118, introduced by Weydemeyer, Winters, Valiton, Wenger, Evans. A bill for an act entitled: "An act separating the Department of Labor and Industry from the Department of Agriculture, Labor and Industry in compliance with Article XVIII, Section 1 of the Montana constitution, as amended; providing for a Commissioner of Labor and Industry, fixing his term of office and salary, fixing the powers and duties of the Commissioner of Labor and Industry, defining terms used in this act, amending Section 3-109, Revised Codes of Montana, 1947, and repealing Section 3-1501, Revised Codes of Montana, 1947." Referred to Committee on Labor.

Senate Bill No. 120, introduced by James, Keller, and Rice. A bill for an act entitled: "An act to amend Section 75-4601, 75-4602, 75-4605 of the Revised Codes of Montana, 1947, providing for the creation of high school districts; providing for the election of additional members to the board of trustees of school districts maintaining high schools in high school districts; providing for the division of counties into high school districts; providing for recognizing high school districts heretofore created and providing for the abandonment and consolidation of high school districts; and repealing all other acts and parts of acts in conflict with this act." Referred to Committee on Education.

Senate Bill No. 123, introduced by Committee on Public Lands. A bill for an act entitled: "An act relating to the acquisition of land, water and resources in this state by the United States; the consent of the legislative assembly to such acquisition upon the conditions and subject to the reservations in this act prescribed, including the purposes for which such acquisition can be made; conferring authority to receive requests upon the State Board of Land Commissioners; providing for hearings upon applications, and for notice of such hearings; providing for tax payments or in lieu of tax payments to be made, and consent thereto by the United States; reserving jurisdiction over the property involved to the State of Montana and its political sub-divisions; providing for certificate of consent, and granting authority to the Board of Land Commissioners to compel compliance herewith; retaining present tax payments or present in lieu tax payments to the State of Montana and its political sub-divisions; reserving to the legislature the right to provide for payments of taxes or in lieu of taxes upon lands, water, resources and power generated in interstate compacts to which the United States shall be a party; relating to the con-



stitutionality of any part hereof, repealing Section 83-110, Revised Codes of Montana, 1947, and all other acts and parts of acts in conflict herewith." Referred to Committee on State Lands, Forests and Parks.

Substitute Senate Bill No. 124, introduced by Committee on Agriculture. A bill for an act entitled: "An act to amend Section 3-801 (3593), Revised Codes of Montana, 1947, relating to definitions of terms used in Chapter 8, Title 3, Revised Codes of Montana 1947, entitled 'agricultural seeds' by defining the term 'weed seeds', and by defining the term 'noxious weed seeds', and providing a classification of noxious weed seeds in three groups and assigning various kinds and species of such weeds to one or the other of such groups; and to amend Section 3-802 (3594) relating to the labeling of agricultural seeds, and to the identity and disclosure of seed labels of informative data respecting such seeds, and presenting the approximate permitted number of noxious weed seeds in each of the several groups of noxious weed seeds and the disclosure of the same by the label required to accompany such seeds, and requiring that all labels must show germination tests to have been made not more than nine (9) months prior to date of sale; and prohibiting the sale of noxious weed seeds in excess of permitted maxima of noxious weed seeds per pound of agricultural seeds, and of any agricultural seed in excess of a prescribed maxima percentage of weed seeds; and delegating to the Commissioner of Agriculture and the Director of the Montana Experiment Station, jointly, the power to revise or modify, after public hearing, the groups and classifications of noxious weed seeds; and to amend Section 3-805 (3597) relating to 'stop sale' orders when seed does not conform to the requirements of the act; and to amend Section 3-807 (3599) relating to submitting samples for analyses and/or test; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Agriculture, Dairying and Horticulture.

Substitute Senate Bill No. 125, introduced by Committee on Education: A bill for an act entitled: "An act to amend Sections 75-3401, 75-3404, 75-3405, 75-3406, 75-3407, 34-3412, 75-3413, 75-3414, of the Revised Codes of Montana, 1947, relating to boards of trustees furnishing transportation, closing schools and furnishing transportation, contracts for transportation, requirements as to busses, drivers and operation of school busses, schedules for paying for individual and bus transportation, rent or board in lieu of transportation provided by the district, settlement of transportation matters in controversy, reimbursements, budgets and levies for transportation; to provide for mandatory transportation, to provide that all transportation contracts be let out for bids, to provide compliance with the State Board of Education regulations for operation and safety of school busses, to provide for a county transportation committee and its duties, to provide for a special reimbursement rate for small school busses, to define isolation, to provide for capacity of busses and school bus routes for reimbursement purposes, to provide transportation routes within high school areas and to provide for raising that part of transportation budgets in excess of the schedule for high schools and elementary schools, and repealing Sections 75-4119, 75-4145, 75-3301, 75-3302, 75-3303, 75-3304, 75-3305, 75-3306, 75-3307, all of the Revised Codes of Montana, 1947." Referred to Committee on Education.

Senate Bill No. 130, introduced by Mahoney, Manning, Liggett, Wilson (Toole): A bill for an act entitled: "An act to amend Section 68-102, Revised Codes of Montana, 1947, relating to definitions of terms used in the public employees retirement act, by redefining the terms 'state employee' and 'final compensation' and providing a definition for the term 'temporary employee', Section 68-202, Revised Codes of Montana, 1947, relating to compulsory membership in the public employees retirement system, by providing when and how permanent, probationary, temporary, and seasonal employees and employees re-entering state service become members, Section 68-401, Revised Codes of Montana, 1947, relating to the employing subdivisions bearing the cost of benefits, by clarifying the language originally used in said section, Section 68-501, Revised Codes of Montana, 1947, relating to the powers and duties of the board of administration of the public

employees retirement system, by removing the requirement that one-half year be deducted from credit for prior service, Section 68-801, Revised Codes of Montana, 1947, relating to compulsory service retirement, by providing that members who have attained the age of seventy (70) years may be re-employed or continued in state service under certain conditions, Section 68-901, Revised Codes of Montana, 1947, relating to service and disability retirement allowances, by providing the additional pension purchased by contributions of the state shall be computed on the basis of a member's final compensation instead of the average annual compensation earnable by him during the three years preceding retirement, by providing the board of administration of the public employees retirement system instead of the Industrial Accident Board shall determine incapacity for performance of duty as the result of injury or disease arising out of and in the course of employment; that said board of administration shall have power to hold hearings, administer oaths, take depositions, and perform other acts necessary to the making of such determinations, and that any compensation paid by the Industrial Accident Board to a member of the retirement system for such disability shall be deducted from benefits payable under the retirement system for such disability, Section 68-1005, Revised Codes of Montana, 1947, relating to optional modifications of retirement allowance, by providing a member may elect a lesser optional retirement allowance in lieu of service or disability retirement, Section 68-1101, Revised Codes of Montana, 1947, relating to death benefits, by providing death benefits shall not be payable to the beneficiary of a member who has elected lesser optional retirement allowance or who has received a disability retirement allowance for four (4) months preceding death and by providing if compensation is awarded by the Industrial Accident Board by reason of a finding a member's death resulted from injury or disease arising out of and in the course of employment death benefits payable under the retirement act shall be limited to refund of the member's accumulated contributions; directing that invalidity of a part of this act shall not affect or impair the remainder, making this act effective upon its passage and approval, and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Social Security.

Senate Bill No. 135, introduced by Busch: A bill for an act entitled: "An act to amend Section 66-1904, of the Revised Codes of Montana, 1947, relating to agreements respecting oil operations, deeming such agreements to be dealing in real estate; defining the scope of said section, confining said section to interests in land." Referred to Committee on Oil and Gas.

Senate Bill No. 137, introduced by Valiton: A bill for an act entitled: "An act to amend Section 26-901, 26-902, 26-904, 26-905 and 26-906 of the Revised Codes of Montana 1947 as amended by Chapter 173 Laws of 1949 relating to the licensing of guides and outfitters, penalty for acting as a guide or outfitter without a license, defining a guide and outfitter, requiring all guides and outfitters to keep records and submit an annual report to the State Fish and Game Warden, providing that the guides and outfitters are equally responsible with others for violation of the laws, providing for the report of violations; and to repeal Section 26-903 of the Revised Codes of Montana, 1947, defining a guide; providing for a date when this act shall become effective and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Fish and Game.

Substitute Senate Bill No. 145, introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 1 of Chapter 243 of the Laws of Montana of 1947, appearing as Section 4-104 to Section 4-108 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 140 of the Laws of Montana of 1949, relating to salaries of state liquor store vendors and other employees of state liquor stores and other employees of the Liquor Control Board." Referred to Committee on Judiciary.

Senate Joint Resolution No. 3, introduced by Nutter, Mahoney, Cremer and Ebert: A Joint Resolution to the Board of Education of the State of Montana requesting and recommending that in the event a certain act of the Thirty-second Legislative Assembly of the State of Montana, known as



House Bill No. 75, becomes a law, said board should immediately take such action as may be necessary under the authority given to it by said law, to assure completion of construction of adequate facilities at Northern Montana College at Havre; and further requesting and recommending that in the light of present conditions, no projects at other units of the Greater University of Montana be undertaken until a more favorable time for initiation of such projects. Referred to Committee on Education.

Senate Joint Memorial No. 8, introduced by Balgord, Weydemeyer, Ross and Gosman: A Joint Memorial of the Senate and House of Representatives of the State of Montana memorializing the Congress of the United States to prohibit the further expenditure of public funds to construct, maintain and operate transmission lines to be used in the exportation of public power beyond the states, the area or any part of which lie within the Columbia River Basin unless and until the states wherein said power is being or is to be produced and the United States shall provide therefor, pursuant to interstate compact or compacts. Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Joint Memorial No. 10, introduced by Committee on Water, Water Conservation and Flood Control: A Joint Memorial of the Senate and House of Representatives of the State of Montana memorializing the Congress of the United States to prohibit the further expenditure of public funds to construct, maintain and operate transmission lines to be used in the exportation of public power beyond the states, the area or any part of which lie within the Missouri River Basin unless and until the states wherein said power is being or is to be produced and the United States shall provide therefor, pursuant to interstate compact or compacts. Referred to Committee on Irrigation and Water Conservation.

#### MESSAGES FROM THE SENATE

February 17, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended by the Committee of the Whole that further action be indefinitely postponed, report adopted, and the bills are herewith returned to the House:

House Bill No. 208 by Smith et al.

House Bill No. 210 by Smith et al.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

It was moved by O'Connor, duly seconded and carried, that the House adjourn until Monday, February 19, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,

Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FIFTIETH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 19, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Dwyer, Sykes, McElwain and Higgins. Freshman was absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Forty-eighth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

February 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration:

House Bill No. 208, by Smith et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 17, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 166 by Committee on Irrigation and Water Conservation.

House Bill No. 155 by Mackay and O'Connor.

House Bill No. 85 by Esp and Scofield.

House Bill No. 171 by Appropriations Committee.

House Bill No. 172 by Appropriations Committee.

House Bill No. 240 by Appropriations Committee.

House Bill No. 285 by McBride et al.

House Bill No. 287 by Valach and Loble.

House Bill No. 75 by McElwain et al.

House Bill No. 119 by Graybill.

House Bill No. 129 by Crist and Gebhardt.

House Bill No. 56 by Workmen's Compensation Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 17, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 93 by Sykes.

House Bill No. 94 by MacDonald by request.

House Bill No. 57 by Magnuson et al.

House Bill No. 98 by Skibby and Fulton.

House Bill No. 25 by Leuthold et al.

House Bill No. 54 by Loble.

House Bill No. 80 by Magnuson et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried, that House Bill No. 208 be returned to the Senate pursuant to their request.

### CONSIDERATION OF GENERAL ORDERS

It was moved by O'Connor, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Hawks of Big Horn in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Joint Memorial No. 3 be concurred in.

That consideration of Senate Bill No. 54 be passed for the day.

That Senate Bill No. 55 be concurred in.

That Senate Bill No. 12 be amended in section 2 by striking out in lines 38 to 42 inclusive, page 2, of the printed bill, the entire Subsection 2 (F), and inserting in lieu thereof the following Subsection 2 (F): this act shall not apply to dealing in securities based on oil operations; agreements of any kind respecting prospecting, drilling or operating land for oil or disposing of the oil and mining rights therein, whether on a royalty basis or otherwise; oil and gas leases; or to any scheme or plan for the division of, or speculation in, the profits to be derived from any oil operations and be further amended in section 13 by changing the period to a comma at the end of line 41 page 10 of the printed bill and inserting immediately thereafter the word "or", and by adding a new sub-section to read as follows: "(14) Drafting for another any deed, contract, document, counseling another about the condition of the title to real estate unless such counsel is based upon the opinion of a licensed attorney-at-law, or engaging in the duties or the performance of such acts, matters and things as are usually done or performed by attorneys-at-law." and be further amended in Section 19 by inserting after line 9 thereof on page 12 of the printed bill a new sub-section to read as follows: "(b) It shall be unlawful for any licensed real estate broker or salesman to prepare or draft for another any deed, contract, bill of sale, will, mortgage, or other legal document, to counsel another about the condition of the title to real estate unless such counsel is based upon the opinion of a licensed attorney-at-law, or to engage in the duties or the performance of such acts, matters and things as are usually done or performed by attorneys-at-law." and that as so amended be concurred in.

That Senate Bill No. 21 be concurred in.

That Senate Bill No. 56 be concurred in.

That Senate Bill No. 64 be concurred in.

That Senate Bill No. 66 be concurred in.

That Senate Bill No. 101 be concurred in.

That House Bill No. 251 do pass.

That House Bill No. 434 do pass.

HAWKS, Chairman.

It was moved by Hawks, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by Brenner, duly seconded and carried, that Senate Bill 12 be segregated from the report of the Committee of the Whole.

Whereupon the report of the Committee of the Whole was adopted as amended.

It was moved by O'Connor, duly seconded and carried, that the House recess until 1:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 251 and 434.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration Senate Bill No. 43, respectfully report as follows: That Senate Bill No. 43 be concurred in.

HAINES (Flathead), Chairman.

Report adopted.

#### MESSAGES FROM THE SENATE

February 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 90 by Ways and Means Committee.

House Bill No. 69 by Ways and Means Committee by request.

House Bill No. 130 by Crist et al.

House Bill No. 194 by Fish and Game Committee.

House Bill No. 38 by Sales et al.

House Bill No. 224 by Iten et al.

House Bill No. 225 by Iten et al.

House Bill No. 284 by Appropriations Committee.

House Bill No. 262 by Appropriations Committee.

House Bill No. 260 by Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

#### MOTIONS AND RESOLUTIONS

It was moved by Peters, duly seconded and carried, that Senate Bill No. 54 be taken from General Orders and re-referred to the Committee on Agriculture, Dairying and Horticulture.

It was moved by O'Connor, duly seconded and carried, that Senate Bill

No. 12 be taken from General Orders and re-referred to the Committee on Appropriations.

The following resolution was read and adopted:

### HOUSE RESOLUTION NO. 1

Introduced by Graybill, McElwain, Loble, and O'Connor.

A Resolution of the House of Representatives of the State of Montana to the Congress of the United States of America and to the Honorable James E. Murray and Zales N. Ecton, United States Senators from Montana, and to the Honorable Mike Mansfield and Wesley A. D'Ewart, Representatives in Congress from Montana, requesting that the bonds of all states and political subdivisions and the income from said bonds be exempt from taxation.

WHEREAS, the State of Montana and its political subdivisions have issued and will issue bonds for the purpose of constructing necessary buildings for public use and purposes, and

WHEREAS, the school districts of the State of Montana are in dire need of capital expenditures financed by bond issues to meet the increased enrollment in the schools of this state, and

WHEREAS, legislation has been proposed in the Congress of the United States which would tax the securities and obligations issued by the various states and their political subdivisions, which proposed legislation, if enacted into law, would result in a higher interest rate and increase the difficulties in marketing the securities of the State of Montana and its political subdivisions;

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the Thirty-second Legislative Assembly of Montana, now in session, that we do most earnestly urge that the Congress of the United States do not enact legislation taxing the bonds and/or the income from bonds issued by any state or its political subdivisions.

BE IT FURTHER RESOLVED that copies of this resolution be transmitted to the Senate and House of Representatives of the Congress of the United States and to the Senators and Representatives in Congress from the State of Montana.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Senate Joint Memorial No. 3 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hanford, Harpster, Hauge, Karlberg, Leuthold, Loble, Lockridge, Mackay, Magnuson, McBride, McCarthy, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Trout, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker, Haines (Missoula). Total 57.

Noes: Barnard, Cook, Graybill, Hess, Holtz, Jensen, Michels, Tripp, Valach. Total 9.

Absent and not voting: Aronow, Babich, Brownfield, Clark, Freshman,



Hawks, Iten, Lien, Loughran, MacDonald, Nixon, Page (Missoula), Pierce, Rieder, Sales, Taylor, Westlake, Wiedman, Working. Total 19.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Bill No. 55 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Jensen, Karlberg, Leuthold, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 64.

Noes: None.

Absent and not voting: Babich, Brownfield, Clark, Corcoran, Freshman, Hawks, Iten, Lien, Loughran, MacDonald, Mackay, Nixon, Page (Missoula), Pierce, Rieder, Sales, Skibby, Taylor, Westlake, Wiedman, Working. Total 21.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Bill No. 21 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blikken, Bradley, Brenner, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Jensen, Karlberg, Leuthold, Lockridge, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Prill, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 58.

Noes: Hanford, O'Connor, Omholt, Phillips, Purdy, Mr. Speaker. Total 6.

Absent and not voting: Babich, Blewett, Brownfield, Clark, Corcoran, Freshman, Hawks, Iten, Lien, Loble, Loughran, MacDonald, Mackay, Nixon, Pierce, Sales, Taylor, Westlake, Wiedman, Working, Rieder. Total 21.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Bill No. 56 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hess, Holtz, Jensen, Karlberg, Leuthold, Lockridge, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Babich, Brownfield, Clark, Freshman, Harpster, Hawks, Iten, Lien, Loble, Loughran, MacDonald, Mackay, Nixon, Rieder, Sales, Taylor, Valach, Wiedman, Working. Total 19.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Bill No. 64 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blikken, Bradley, Brenner, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hess, Holtz, Jensen, Karlberg, Leuthold, Lockridge, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker, Magnuson. Total 59.

Noes: Emmons, McBride, McCarthy, Page (Granite), Phillips, Watkins. Total 6.

Absent and not voting: Babich, Blewett, Brownfield, Clark, Freshman, Harpster, Hawks, Iten, Lien, Loble, Loughran, MacDonald, Mackay, Nixon, Rieder, Sales, Taylor, Valach, Wiedman, Working. Total 20.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Bill No. 66 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Magnuson, McBride, McCarthy, Michels, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Smith, Tripp, Trout, Van Dyke, Westlake, Wilson, (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 62.

Noes: Haines (Missoula), Page (Granite), Watkins. Total 3.

Absent and not voting: Babich, Brownfield, Clark, Freshman, Harpster, Hawks, Lien, Loble, Loughran, MacDonald, Mackay, Mountain, Nixon, Rieder, Sales, Skibby, Taylor, Valach, Wiedman, Working. Total 20.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Bill No. 101 was concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Cook, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Graybill, Haines (Flathead), Hanford, Hauge, Holtz, Iten, Leuthold, Loble, Magnuson, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Smith, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 52.

Noes: Andersen (Richland), Babich, Corcoran, Emmons, Foley, Goodgame, Haines (Missoula), Jensen, Karlberg, Lockridge, McBride, McCarthy, Michels, Page (Granite), Skibby, Watkins, Wilson (Judith Basin). Total 17.

Absent and not voting: Brownfield, Clark, Freshman, Harpster, Hawks, Hess, Lien, Loughran, MacDonald, Mackay, Mountain, Nixon, Rieder, Taylor, Valach, Working. Total 16.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Pairs were recorded as follows: Holtz voting Aye and Babich voting No.

House Bill No. 251 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Clark, Cook, Cowley, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill,

Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hess, Karlberg, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Page (Missoula), Parker, Purdy, Rostad, Schiltz, Scofield, Seifert, Smith, Tripp, Trout, Van Dyke, Westlake, Wilson (Judith Basin), Mr. Speaker. Total 48.

Noes: Bradley, Corcoran, Crist, Dokken, Iten, Jensen, Leuthold, Norby, Omholt, Page (Granite), Peters, Phillips, Pierce, Prill, Sagunsky, Sales, Skibby, Watkins, Wilson (Treasure). Total 19.

Absent and not voting: Babich, Brownfield, Freshman, Harpster, Hawks, Holtz, Lien, Loughran, MacDonald, Mackay, Mountain, Nixon, O'Connor, Rieder, Taylor, Valach, Wiedman, Working. Total 18.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

House Bill No. 434 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), O'Connor, Purdy, Hanford, Hauge, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: Haines (Flathead). Total 1.

Absent and not voting: Babich, Blikken, Brownfield, Freshman, Harpster, Hawks, Hess, Holtz, Loughran, MacDonald, Mackay, Nixon, Rieder, Taylor, Valach, Working. Total 16.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

### CONSIDERATION OF GENERAL ORDERS

It was moved by O'Connor, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Hanford of Chouteau in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 25 be concurred in.

That Senate Amendments to House Bill No. 54 be concurred in.

That Senate Amendments to House Bill No. 57 be concurred in.

That Senate Amendments to House Bill No. 80 be concurred in.

That consideration of Senate Amendments to House Bill No. 93 be passed for the day.

That Senate Amendments to House Bill No. 94 be concurred in.

That Senate Amendments to House Bill No. 98 be concurred in.

HANFORD, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 25 were concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 63.

Noes: None.

Absent and not voting: Andersen (Richland), Babich, Barnard, Blikken, Brownfield, Freshman, Haines (Missoula), Harpster, Hawks, Loble, MacDonald, Mackay, McCarthy, Nixon, Omholt, Page (Missoula), Purdy, Rieder, Rostad, Taylor, Valach, Working. Total 22.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Amendments to House Bill No. 54 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Babich, Barnard, Blikken, Brownfield, Foley, Freshman, Haines (Missoula), Harpster, Hawks, MacDonald, Mackay, Nixon, Omholt, Page (Missoula), Rieder, Rostad, Schiltz, Taylor, Valach, Working. Total 20.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Amendments to House Bill No. 57 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Haines (Flathead), Hanford, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Fulton, Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Babich, Barnard, Blikken, Brownfield, Freshman, Graybill, Haines (Missoula), Harpster, Hawks, MacDonald, Mackay, Nixon, Omholt, Page (Missoula), Rieder, Rostad, Taylor, Valach, Working. Total 19.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Amendments to House Bill No. 80 were concurred in by the following vote:



Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hanford, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Babich, Blikken, Brownfield, Freshman, Graybill, Nixon, Haines (Missoula), Harpster, Hawks, MacDonald, Mackay, McBride, Omholt, Page (Missoula), Rieder, Rostad, Taylor, Valach, Watkins, Working. Total 20.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Amendments to House Bill No. 94 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Parker, Peters, Phillips, Pierce, Prill, Purdy, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: Page (Granite). Total 1.

Absent and not voting: Babich, Blikken, Brownfield, Freshman, Haines (Missoula), Harpster, Hawks, MacDonald, Mackay, Nixon, Omholt, Page (Missoula), Rieder, Rostad, Taylor, Valach, Working. Total 17.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

Senate Amendments to House Bill No. 98 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Hanford, Haines (Flathead), Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Babich, Blikken, Brownfield, Freshman, Graybill, Haines (Missoula), Harpster, Hawks, Jensen, MacDonald, Mackay, Nixon, Omholt, Rieder, Rostad, Taylor, Valach, Working. Total 18.

Excused: Dwyer, Higgins, McElwain, Reed, Sykes. Total 5.

It was moved by O'Connor, duly seconded and carried, that the House adjourn until Tuesday, February 20, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.



## FIFTY-FIRST LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 20, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Omholt and Sykes.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fiftieth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 237, beg leave to report that the same has this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 95, respectfully report as follows: That Senate Bill No. 95 be re-referred to the Committee on Agriculture, Dairying and Horticulture.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 134, respectfully report as follows: That Senate Bill No. 134 be concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 110, respectfully report as follows: That Senate Bill No. 110 be concurred in.

O'CONNOR, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

February 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate amendments:

House Bill No. 59 by Wiedman.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title

and history agreed to, and the same are herewith returned to the House:

House Bill No. 259 by Appropriations Committee.

House Bill No. 174 by Appropriations Committee.

House Bill No. 168 by Anderson (C) et al.

House Bill No. 297 by Fish and Game Committee.

House Bill No. 356 by Tripp and Graybill.

House Bill No. 253 by Graybill and McElwain.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 319 by Wiedman (by request).

House Bill No. 318 by Wiedman (by request).

House Bill No. 312 by Wiedman (by request).

House Bill No. 341 by McBride et al.

House Bill No. 321 by Wiedman (by request).

House Bill No. 322 by Wiedman (by request).

House Bill No. 181 by Wiedman.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

February 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Education, report adopted, and the bill is herewith returned to the House:

House Bill No. 159 by Prill.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 19, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Counties and Towns, report adopted, and the bill is herewith returned to the House:

House Bill No. 199 by Lien et al.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

#### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House

resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Reed of Missoula in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate amendments to House Bill No. 93 be not concurred in, but that a Conference Committee be appointed from the House and a like committee be requested from the Senate.

That Senate Bill No. 43 be concurred in.

That Senate Amendments to House Bill No. 59 be concurred in.

That Senate Bill No. 134 be concurred in.

That Senate Bill No. 110 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 56, 75, 85, 119, 129, 155, 166, 171, 172, 240, 285, 287 and 224.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 240 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 171 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 172 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 56 introduced by me and find the same to be correct.

BRENNER.

I have examined House Bill No. 155 introduced by me and find the same to be correct.

MACKAY.

I have examined House Bill No. 129 introduced by me and find the same to be correct.

CRIST.

I have examined House Bill No. 85 introduced by me and find the same to be correct.

ESP.

I have examined House Bill No. 119 introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 166 introduced by me and find the same to be correct.

SEIFERT.

I have examined House Bill No. 285 introduced by me and find the same to be correct.

McBRIDE.

I have examined House Bill No. 287 introduced by me and find the same to be correct.

VALACH.

I have examined House Bill No. 75 introduced by me and find the same to be correct.

McELWAIN.

I have examined House Bill No. 224 introduced by me and find the same to be correct.

ITEN.

The Speaker signed the following bills in open session: House Bills Nos. 240, 171, 172, 56, 155, 129, 85, 119, 166, 285, 287, 75 and 224.

The Speaker appointed the following members on the Conference Committee to act with a like Committee from the Senate on Senate amendments to House Bill No. 93: Sykes of Flathead, Seifert of Pondera and Barrett of Liberty.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 43 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Sales, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Higgins, Magnuson, O'Connor, Prill, Schiltz. Total 5.

Excused: Barnard, Brenner, Crist, Dwyer, Haines (Missoula), Hawks, Hess, MacDonald, Mackay, Nixon, Norby, Omholt, Rieder, Rostad, Sagunsky, Sykes, Taylor, Westlake, Working. Total 19.

Senate Bill No. 134 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, Michels, Mountain, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Sales, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 62.

Noes: None.

Absent and not voting: Babich, Harpster, Higgins, Magnuson, McCarthy, McElwain, O'Connor, Pierce, Schiltz. Total 9.

Excused: Barnard, Brenner, Crist, Dwyer, Haines (Missoula), Hawks, Hess, MacDonald, Mackay, Nixon, Norby, Omholt, Rieder, Rostad, Sagunsky, Sykes, Taylor, Westlake, Working. Total 19.

Senate Bill No. 110 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Babich, Magnuson, O'Connor, Wiedman. Total 4.

Excused: Barnard, Brenner, Crist, Dwyer, Haines (Missoula), Hawks, Hess, MacDonald, Mackay, Nixon, Norby, Omholt, Reider, Rostad, Sagunsky, Sykes, Taylor, Westlake, Working. Total 19.

Senate amendments to House Bill No. 59 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Babich, Blikken, Page (Missoula). Total 3.

Excused: Barnard, Brenner, Crist, Dwyer, Haines (Missoula), Hawks, Hess, MacDonald, Mackay, Nixon, Norby, Omholt, Rieder, Rostad, Sagunsky, Sykes, Taylor, Westlake, Working. Total 19.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 25, 38, 54, 57, 69, 80, 90, 94, 98, 130, 194, 225, 259, 260, 262, 284, 297.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 54 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 225 introduced by me and find the same to be correct.

ITEN.

I have examined House Bill No. 57 introduced by me and find the same to be correct.

MAGNUSON.



I have examined House Bill No. 80 introduced by me and find the same to be correct.

MAGNUSON.

I have examined House Bill No. 98 introduced by me and find the same to be correct.

SKIBBY.

I have examined House Bill No. 194 introduced by me and find the same to be correct.

BRADLEY.

I have examined House Bill No. 130 introduced by me and find the same to be correct.

CRIST.

I have examined House Bill No. 262 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 90 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 38 introduced by me and find the same to be correct.

SALES.

I have examined House Bill No. 69 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 260 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 94 introduced by me and find the same to be correct.

MacDONALD.

I have examined House Bill No. 25 introduced by me and find the same to be correct.

LEUTHOLD.

I have examined House Bill No. 284 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 297 introduced by me and find the same to be correct.

BRADLEY.

I have examined House Bill No. 259 introduced by me and find the same to be correct.

TAYLOR.

The Speaker signed the following in open session: House Bills Nos. 54, 225, 57, 80, 98, 194, 130, 262, 90, 38, 69, 260, 94, 25, 284, 297 and 259.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration Senate Bill No. 94, respectfully report as follows: That Senate Bill No. 94 be concurred in.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Trans-

portation, having had under consideration Senate Bill No. 76, respectfully report as follows: That Senate Bill No. 76 be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 84, respectfully report as follows: That Senate Bill No. 84 be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Joint Memorial No. 11, respectfully report as follows: That Senate Joint Memorial No. 11 be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Joint Memorial No. 14, respectfully report as follows: That Senate Joint Memorial No. 14 be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 451, respectfully report as follows: That House Bill No. 451 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 452, respectfully report as follows: That House Bill No. 452 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 450, respectfully report as follows: That House Bill No. 450 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 453, respectfully report as follows: That House Bill No. 453 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 455, respectfully report as follows: That House Bill No. 455 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 2, respectfully report as follows: That Senate Bill No. 2 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 7, respectfully report as follows: That Senate Bill No. 7 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 13, respectfully report as follows: That Senate Bill No. 13 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 26, respectfully report as follows: That Senate Bill No. 26 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 60, respectfully report as follows: That Senate Bill No. 60 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 77, respectfully report as follows: That Senate Bill No. 77 be amended as follows:

In Section 1, page 2, in line 4, of the original bill, by striking out the word "must" and inserting in lieu thereof the word "may" and be further amended by striking out the words "not less than" in line 4; be further amended in Section 1, page 2 in line 8 by striking out the word "must" and inserting in lieu thereof the word "may", and strike out the words "not less than".

And as so amended, be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 117, respectfully report as follows: That Senate Bill No. 117 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 126, respectfully report as follows: That Senate Bill No. 126 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Joint Memorial No. 7, respectfully report as follows: That Senate Joint Memorial No. 7 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 89, respectfully report as follows: That Senate Bill No. 89 be not concurred in.

WILSON (Treasure), Chairman.

It was moved by Wilson (Treasure), duly seconded, that the Committee report be adopted. As a substitute motion, it was moved by Wilson (Judith Basin), duly seconded, that Senate Bill No. 89 be referred to the Committee on Agriculture which motion lost. Whereupon, the Committee report was adopted.

## MESSAGES FROM THE SENATE

February 20, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the committee of the whole, report adopted, and the bill is herewith returned to the House:

House Bill No. 55 by Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 20, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the committee of the whole recommended that further action on House Bill No. 252 be indefinitely postponed, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Order under the rules of the previous sitting.

Barrett of Liberty in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Bill No. 76 be concurred in.

That Senate Bill No. 84 be concurred in.

That Senate Bill No. 94 be concurred in.

That Senate Joint Memorial No. 11 be concurred in.

That Senate Joint Memorial No. 14 be concurred in.

That Senate Bill No. 2 be concurred in.

That further consideration of Senate Bill No. 7 be indefinitely postponed.

That Senate Bill No. 26 be concurred in.

That Senate Bill No. 60 be concurred in.

That Senate Bill No. 77 be amended in section 1 by striking out in line 21 the word "may" and inserting in lieu thereof the word "must"; and be further amended in section 1 by striking out in line 24 the word "may" and inserting in lieu thereof the word "must"; and that as so amended be concurred in.

That Senate Bill No. 117 be concurred in.

That consideration of Senate Bill No. 126 be passed for the day.

That Senate Joint Memorial No. 7 be concurred in.

That Senate Bill No. 13 be amended in section 1 by striking out in line five (5) the figures "4465-12" and inserting in lieu thereof the figures "16-1015" and be further amended in section 1 by striking out in line 13 of the printed bill the period (.) and the quotation marks (") and inserting

in lieu thereof a comma and the words, "and it is further provided that this levy is excluded from the provisions of Subdivision (2) of section 16-1904 of the Revised Codes of Montana, 1947"; and that as so amended be concurred in.

BARRETT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 259, 284, 297, 94, 25, 260, 69, 38, 90, 240, 171, 172, 56, 155, 129, 85, 119, 166, 285, 287, 75 and 224 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:45 o'clock P. M., delivered to the Governor for his approval.

BROWNFIELD, Vice Chairman.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 59, respectfully report as follows: That Senate Bill No. 59 be not concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 62, respectfully report as follows: That Senate Bill No. 62 be not concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Substitute for Senate Bill No. 58, respectfully report as follows: That Senate Substitute for Senate Bill No. 58 be concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 111, respectfully report as follows: That Senate Bill No. 111 be concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 115, respectfully report as follows: That Senate Bill No. 115 be concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Substitute for Senate Bill No. 145, respectfully report as follows: That Senate Substitute for Senate Bill No. 145 be re-referred to Committee on Liquor Control.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Joint Memorial No. 9, respectfully report as follows: That Senate Joint Memorial No. 9 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Joint Memorial No. 10, respectfully report as follows: That Senate Joint Memorial No. 10 be amended in line 6, page 2 of the original bill by inserting the word "river" after the



word "Missouri"; and as so amended recommend the same be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Joint Memorial No. 12, respectfully report as follows: That Senate Joint Memorial No. 12 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Bill No. 102, respectfully report as follows: That Senate Bill No. 102 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Bill No. 105, respectfully report as follows: That Senate Bill No. 105 be concurred in.

SEIFERT, Chairman.

Report adopted.

The Speaker signed the following in open session: Senate Bills Nos. 101, 21, 55, 56, 64, 66, and Senate Joint Memorial No. 3.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, February 21, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

## FIFTY-SECOND LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 21, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On Roll Call, all members were present except the following who were excused: Dwyer, Omholt, and Sykes. Anderson (Cascade), Foley, Freshman, Fulton, Haines (Missoula), and Phillips were absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-first Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 88, respectfully report as follows: That Senate Bill No. 88 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had

under consideration Senate Bill No. 45, respectfully report as follows: That Senate Bill No. 45 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 68, respectfully report as follows: That Senate Bill No. 68 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 82, respectfully report as follows: That Senate Bill No. 82 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration Senate Bill No. 139, respectfully report as follows: That Senate Bill No. 139 be concurred in.

ESP, Chairman.

Report adopted.

#### MESSAGES FROM THE GOVERNOR

February 21, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bills Nos. 98 and 166.

JOHN W. BONNER,  
Governor.

February 21, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, as of February 20, approved House Bills 25, 38, 54, 56, 57, 69, 80, 85, 90, 94, 119, 129, 130, 155, 172, 194, 224, 225, 240, 259, 260, 262, 284, 285 and 287.

JOHN W. BONNER,  
Governor.

#### MESSAGES FROM THE SENATE

February 20, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion requests the House to return the following House Bills for further consideration:

House Bill No. 199.

House Bill No. 181.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 20, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by a majority report of the Roads and Highways Committee, report adopted, and the bill is herewith returned to the House:

House Bill No. 192 by Loble et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 20, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 375 by Magnuson et al.

House Bill No. 412 by Schiltz.

House Bill No. 413 by Schiltz et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 20, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 239, by Appropriations Committee.

House Bill No. 429, by Graybill.

House Joint Resolution No. 6 by McElwain and Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 20, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in the Senate amendments:

House Bill No. 150 by Education Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

It was moved by McElwain, duly seconded and carried, that House Bills Nos. 199 and 181 be returned to the Senate in accordance with their request.

It was moved by McElwain, duly seconded and carried, that the House reconsider its action of yesterday in adopting an adverse committee report on Senate Bill No. 89.

It was moved by McElwain, duly seconded and carried, that Senate Bill No. 89 be re-referred to the Committee on Livestock and Public Ranges.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 76 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blikken, Blewett, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Gebhardt, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Iten, Lien, Karlberg, Leuthold, Loble, MacDonald, Mackay, Magnuson, McElwain, Michels, Norby, Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 62.

Noes: Emmons, Foley, Goodgame, Holtz, Jensen, Lockridge, McBride, Mountain, O'Connor, Page (Granite), Taylor, Tripp, Wilson (Judith Basin). Total 13.

Absent and not voting: Anderson (Cascade), Freshman, Fulton, Haines (Missoula), Higgins, Loughran, McCarthy, Nixon, Peters, Rostad, Sagunsky. Working. Total 12.

Excused: Dwyer, Omholt, Sykes. Total 3.

Senate Bill No. 84 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Anderson (Cascade), Freshman, Fulton, Gebhardt, Haines (Missoula), Magnuson, McCarthy, Nixon, Rostad, Taylor. Total 10.

Excused: Dwyer, Omholt, Sykes. Total 3.

Senate Bill No. 94 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Gebhardt, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Mr. Speaker. Total 66.

Noes: Emmons, Goodgame, McBride, Tripp, Wilson (Judith Basin). Total 5.

Excused: Dwyer, Ommholt, Sykes. Total 3.

Absent and not voting: Anderson (Cascade), Babich, Barnard, Brownfield, Freshman, Fulton, McCarthy, Prill, Seifert, Rostad, Taylor, Working, Haines (Missoula), Clark, Nixon, Mackay. Total 16.

Senate Joint Memorial No. 11 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Andersen (Cascade), Babich, Brownfield, Freshman, Fulton, Haines (Missoula), Mackay, McCarthy, Nixon, Phillips, Prill, Rostad, Seifert, Taylor, Watkins, Working. Total 16.

Excused: Dwyer, Omholt, Sykes. Total 3.

Senate Joint Memorial No. 14 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Anderson (Cascade), Brownfield, Cook, Freshman, Fulton, Haines (Missoula), Holtz, Mackay, McCarthy, Nixon, O'Connor, Pierce, Prill, Taylor, Valach. Total 15.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 2 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Anderson (Cascade), Cook, Freshman, Fulton,



Haines (Missoula), Harpster, Holtz, Mackay, McCarthy, Nixon, O'Connor, Pierce, Prill, Taylor, Valach. Total 15.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 26 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Aronow, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Dokken, Esp, Gebhardt, Goodgame, Graybill, Hess, Holtz, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McElwain, Michels, Mountain, Norby, Page (Granite), Parker, Peters, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Judith Basin), Mr. Speaker. Total 46.

Noes: Anders, Babich, Brenner, Corcoran, Cowley, Crist, Emmons, Foley, Haines (Flathead), Hanford, Hauge, Higgins, Iten, Jensen, McBride, O'Connor, Page (Missoula), Phillips, Purdy, Rostad, Watkins, Wilson (Treasure). Total 22.

Absent and not voting: Anderson (Cascade), Atkinson, Brownfield, Cook, Freshman, Fulton, Haines (Missoula), Harpster, Mackay, McCarthy, Nixon, Pierce, Prill, Taylor, Valach. Total 15.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 60 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Blikken, Anderson (Cascade), Brownfield, Cook, Freshman, Fulton, Haines (Missoula), Mackay, McCarthy, Nixon, Pierce, Prill, Taylor, Valach. Total 14.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 77 was concurred in by the following vote:

Ayes: Ammerman, Anders, Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Haines (Flathead), Harpster, Higgins, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 62.

Noes: Andersen (Richland), Barnard, Graybill, Hanford, Hauge, Hess, Leuthold, Page (Granite), Phillips. Total 9.

Absent and not voting: Anderson (Cascade), Cook, Freshman, Fulton, Haines (Missoula), Mackay, McCarthy, Nixon, Taylor. Total 9.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Pairs were recorded as follows: Valach voting aye and Phillips voting no.

Senate Bill No. 117 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Anderson (Cascade), Barrett, Cook, Freshman, Fulton, Haines (Missoula), Mackay, McCarthy, Nixon, Norby, Phillips, Rostad, Taylor, Valach. Total 14.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Joint Memorial No. 7 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: Higgins. Total 1.

Absent and not voting: Aronow, Barrett, Cook, Freshman, Fulton, Haines (Missoula), Mackay, McCarthy, Mountain, Nixon, Phillips, Rostad, Sales, Taylor, Valach. Total 15.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 13 was concurred in by the following vote:

Ayes: Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blikken, Bradley, Brownfield, Clark, Dokken, Esp, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, Magnuson, McElwain, Michels, Norby, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Sagunsky, Schiltz, Scofield, Skibby, Tripp, Valach, Watkins, Westlake, Wilson (Judith Basin), Mr. Speaker. Total 48.

Noes: Ammerman, Anders, Blewett, Brenner, Corcoran, Cowley, Crist, Emmons, Foley, Hauge, Higgins, Iten, Leuthold, McBride, O'Connor, Prill, Rostad, Seifert, Smith, Trout, Van Dyke, Wiedman, Wilson (Treasure). Total 23.

Absent and not voting: Aronow, Barrett, Cook, Freshman, Fulton,

Haines (Missoula), Mackay, McCarthy, Mountain, Nixon, Sales, Taylor.  
Total 12.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders, under the rules of the previous sitting.

Aronow of Toole in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 237 do pass.

That Senate Bill No. 126 be concurred in.

That Substitute Senate Bill No. 58 be concurred in.

That Senate Bill No. 111 be concurred in.

That Senate Bill No. 115 be concurred in.

That Senate Joint Memorial No. 9 be concurred in.

That Senate Joint Memorial No. 10 be concurred in.

That Senate Joint Memorial No. 12 be concurred in.

That Senate Bill No. 102 be concurred in.

That Senate Bill No. 105 be concurred in.

That Senate Amendments to House Bill No. 150 be concurred in.

That Senate Bill No. 88 be concurred in.

That Senate Bill No. 45 be concurred in.

That Senate Bill No. 82 be concurred in.

That Senate Bill No. 139 be concurred in.

That Senate Bill No. 68 be concurred in.

ARONOW, Chairman.

Report adopted.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration Senate Bill No. 81, respectfully report as follows: That Senate Bill No. 81 be concurred in.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration Senate Bill No. 91, respectfully report as follows: That Senate Bill No. 91 be referred to the Appropriations Committee.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 361, respectfully report as follows: That House Bill No. 361 do not pass but that Substitute House Bill No. 361, A bill for an act entitled: "An Act Relating to the

Reorganization and Consolidation of the Government of the State of Montana; Declaring the Purposes of This Act; Creating the Commission on Reorganization of State Government and Prescribing the Powers and Duties of Said Commission and Appropriating Funds for the Expenses Thereof." do pass.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 20, respectfully report as follows: That Senate Bill No. 20 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 51, respectfully report as follows: That Senate Bill No. 51 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Substitute for Senate Bill No. 124, respectfully report as follows: That Senate Substitute for Senate Bill No. 124 be amended as follows:

Amend the title of the original engrossed bill in line 29 of page 1 after the numbers (3599) by inserting the following: "Revised Codes of Montana, 1947, as amended by Chapter 85 of the Laws of the Thirty-first Legislative Assembly, 1949,"

Amend Section 4 in line 19 of page 11 of the original engrossed bill after the figure, 1947, by inserting the following: "as amended by Chapter 85 of the Laws of the Thirty-first Legislative Assembly, 1949."

Amend Section 4 in line 21 of page 11 of the original engrossed bill following the number (3599) by deleting the words "laboratory to test samples" and adding in lieu thereof the words "samples may be sent to the laboratory for testing."

Amend Section 4 in line 28 of page 11 of the original engrossed bill following the period after the word "service" by adding the words: "Samples of seed analyzed and tested, shall be charged for at rates determined jointly by the Commissioner of Agriculture, the Director of the Montana Agricultural Experiment Station, and the Director of the Montana Grain Inspection Laboratory."

And further amend Section 4 in line 29 of page 11 of the original engrossed bill by deleting the word "purpose" and inserting in lieu thereof the word "benefit."

And as amended be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 237.

OMHOLT, Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following was introduced, read first and second times, and referred to the following committee:

Substitute House Bill No. 361, introduced by Committee on Public

Utilities and State Commissions. A bill for an act entitled: "An act relating to the reorganization and consolidation of the government of the State of Montana; declaring the purposes of this act; creating the commission on reorganization of state government and prescribing the powers and duties of said commission and appropriating funds for the expenses thereof." Referred to Committee on Printing.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the chair.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 450, 451, 452, 453 and 455, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Bill No. 63, respectfully report as follows: That Senate Bill No. 63 be concurred in.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 6, respectfully report as follows: That Senate Joint Memorial No. 6 be concurred in.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 8, respectfully report as follows: That Senate Joint Memorial No. 8 be concurred in.

PAGE (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration Senate Bill No. 57, respectfully report as follows: That Senate Bill No. 57 be concurred in.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration Senate Bill No. 106, respectfully report as follows: That Senate Bill No. 106 be concurred in.

HAUGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 454, respectfully report as follows: That House Bill No. 454 be amended as follows:

By striking out the words and figures "Eleven Thousand Two Hundred Dollars (\$11,200)" in line 10, page 5 of the original bill, and inserting in lieu thereof the words and figures "Twelve Thousand Two Hundred Dollars \$12,200.00";

By striking out in line 12, page 5 of the original bill the words and



figures "Four Hundred Twenty Dollars \$420.00" and inserting in lieu thereof the words and figures "Five Hundred Thirty-six Dollars \$536.00";

By striking out in line 15, page 5 of the original bill the words and figures "Thirty Thousand Dollars—\$30,000.00" and inserting in lieu thereof the words and figures "Thirty-five Thousand Dollars—\$35,000.00";

By striking out the words and figures "Thirteen Thousand Nine Hundred Fifty-five Dollars" in lines 22 and 23 of the original bill, and inserting in lieu thereof the words and figures "Fourteen Thousand Four Hundred Fifty-five Dollars—\$14,455.00";

By striking out the words and figures "Seventy Thousand Nine Hundred Twenty Dollars—\$70,920.00" in line 26, page 6, and inserting in lieu thereof the words and figures "Seventy-three Thousand Four Hundred Dollars—\$73,400.00";

By striking out the words and figures "Two Thousand Five Hundred Fifty-five Dollars—\$2,555.00" in lines 29 and 30, page 6, and inserting in lieu thereof the words and figures "Two Thousand Six Hundred Forty-five Dollars—\$2,645.00";

By striking out the words and figures "Eleven Thousand Two Hundred Dollars—\$11,200.00" in line 23, page 9, and inserting in lieu thereof the words and figures "Twelve Thousand Two Hundred Dollars—\$12,200.00";

By striking out the words and figures "Four Hundred Twenty Dollars—\$420.00" in line 25, page 9, and inserting in lieu thereof the words and figures "Five Hundred Thirty-six dollars—\$536.00";

By striking out the words and figures "Thirty Thousand Dollars—\$30,000.00" in line 28, page 9, and inserting in lieu thereof the words and figures "Thirty-five Thousand Dollars—\$35,000.00";

By striking out the words and figures "Thirteen Thousand Nine Hundred Fifty-five Dollars—\$13,955.00" in lines 3 and 4, page 10, and inserting in lieu thereof the words and figures "Fourteen Thousand Four Hundred Fifty-five Dollars—\$14,455.00";

By striking out the words and figures "Seventy-one Thousand Four Hundred Twenty Dollars—\$71,420.00" in line 1, page 11, and inserting in lieu thereof the words and figures "Seventy-three Thousand Nine Hundred Dollars—\$73,900.00";

By striking out the words and figures "Two Thousand Six Hundred Dollars—\$2,600.00" in lines 4 and 5, page 11, and inserting in lieu thereof the words and figures "Two Thousand Six Hundred Ninety Dollars—\$2,690.00";

And as so amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 417, respectfully report as follows: That House Bill No. 417 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 389, respectfully report as follows: That House Bill No. 389 do pass.

TAYLOR, Chairman.

Report adopted.

## MOTIONS AND RESOLUTIONS

At the request of McElwain, permission was granted to the Taxation

Committee of the Senate to use the House chambers at adjournment today for a public hearing on House Bill No. 388.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Senate Bill No. 126 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Lien, Loble, Lockridge, Mackay, Fulton, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Schiltz, Scofield, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: Phillips. Total 1.

Absent and not voting: Emmons, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Karlberg, Loughran, Magnuson, McCarthy, Nixon, Omholt, Sales, Seifert, Taylor, Valach, Wiedman. Total 16.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

Substitute Senate Bill No. 58 was concurred in by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Esp, Fulton, Hanford, Hauge, Hawks, Higgins, Iten, Leuthold, McElwain, Working, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Watkins, Wilson (Treasure), Mr. Speaker. Total 43.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Corcoran, Foley, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Lien, Loble, Lockridge, McBride, Michels, Mountain, Rieder, Tripp, Trout, Van Dyke, Westlake, Wilson (Judith Basin). Total 30.

Absent and not voting: Emmons, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Karlberg, Loughran, Mackay, Magnuson, McCarthy, Nixon, Omholt, Valach, Wiedman. Total 14.

Excused: Dwyer, MacDonald, Sykes. Total 3.

Senate Bill No. 111 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Fulton, Goodgame, Graybill, Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Leuthold, Lien, Loble, Lockridge, Magnuson, McElwain, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rostad, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 58.

Noes: Andersen (Richland), Barnard, Beck, Blikken, Clark, Hess, Jensen, McBride, Michels, Tripp, Westlake, Wilson (Judith Basin). Total 12.

Absent and not voting: Anders, Cook, Emmons, Freshman, Gebhardt,

Haines (Flathead), Haines (Missoula), Karlberg, Loughran, Mackay, McCarthy, Nixon, Omholt, Purdy, Valach. Total 15.

Excused: Dwyer, Hawks, MacDonald, Sykes, Working. Total 5.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 59, 168, 174, 239, 253, 356, 429, and House Joint Resolution No. 6.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 59, introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 239, introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 174, introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 429, introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 253, introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 168, introduced by me and find the same to be correct.

ANDERSON (Cascade).

I have examined House Bill No. 356, introduced by me and find the same to be correct.

TRIPP.

I have examined House Joint Resolution No. 6, introduced by me and find the same to be correct.

McELWAIN.

The Speaker signed in open session the following: House Bills Nos. 59, 239, 174, 429, 253, 168, 356, and House Joint Resolution No. 6.

Senate Bill No. 115 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Fulton, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McElwain, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: Barnard, Hess, Jensen, McBride. Total 4.

Absent and not voting: Brenner, Emmons, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Mackay, McCarthy, Michels, Nixon, Omholt, Pierce, Reed, Valach. Total 14.

Excused: Dwyer, MacDonald, Sykes, Working. Total 4.

Senate Joint Memorial No. 9 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blikken, Bradley, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Page (Granite), Page (Missoula), Parker, Scofield, Seifert, Smith, Tripp, Trout, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 51.

Noes: Anders, Blewett, Crist, Hanford, Leuthold, O'Connor, Peters, Phillips, Pierce, Purdy, Sales, Schiltz, Skibby, Watkins. Total 14.

Absent and not voting: Barnard, Brenner, Cook, Freshman, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Mackay, McCarthy, Norby, Omholt, Prill, Reed, Rostad, Sagunsky, Taylor, Valach, Westlake. Total 19.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

Senate Joint Memorial No. 10 was concurred in by the following vote:

Ayes: Anders, Anderson (Cascade), Atkinson, Babich, Blewett, Bradley, Brownfield, Corcoran, Cowley, Dokken, Esp, Fulton, Goodgame, Hanford, Hauge, Higgins, Iten, Leuthold, Loble, Lockridge, Loughran, Magnuson, McElwain, Mountain, O'Connor, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Purdy, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 41.

Noes: Ammerman, Andersen (Richland), Aronow, Barrett, Beck, Blikken, Clark, Emmons, Foley, Harpster, Holtz, Jensen, Karlberg, Lien, McBride, Michels, Parker, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 22.

Absent and not voting: Barnard, Brenner, Cook, Crist, Freshman, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hess, Mackay, McCarthy, Nixon, Norby, Omholt, Prill, Reed, Rostad, Sagunsky, Taylor, Westlake. Total 21.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

Senate Joint Memorial No. 12 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Hanford, Harpster, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McElwain, Michels, Mountain, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Sales, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 59.

Noes: None.

Absent and not voting: Barnard, Brenner, Cook, Crist, Freshman, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hauge, Hess, Mackay, Magnuson, McCarthy, Nixon, Norby, Omholt, Page (Missoula), Prill, Reed, Rostad, Sagunsky, Schiltz, Taylor, Westlake. Total 25.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

Senate Bill No. 102 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Karlberg, Leuthold,



Lien, Loble, Lockridge, Loughran, McBride, McElwain, Michels, Mountain, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Reed, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 59.

Noes: None.

Absent and not voting: Barnard, Brenner, Cook, Crist, Freshman, Gebhardt, McCarthy, Graybill, Haines (Flathead), Haines (Missoula), Hess, Jensen, Mackay, Magnuson, Nixon, Norby, Omholt, Page (Missoula), Prill, Rostad, Sagunsky, Sales, Schiltz, Taylor, Westlake. Total 25.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

Senate Bill No. 105 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Blewett, Bradley, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Harpster, Hauge, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McElwain, Michels, Mountain, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Reed, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 57.

Noes: None.

Absent and not voting: Barnard, Beck, Blikken, Brenner, Cook, Crist, Freshman, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hess, Jensen, Mackay, Magnuson, McCarthy, Nixon, Norby, Omholt, Page (Missoula), Prill, Rostad, Sagunsky, Sales, Taylor, Westlake. Total 27.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

Senate Amendment to House Bill No. 150 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, Michels, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 60.

Noes: None.

Absent and not voting: Barnard, Blikken, Cook, Crist, Freshman, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hess, Mackay, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Rostad, Sagunsky, Schiltz, Taylor, Westlake. Total 24.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

The Speaker signed in open session the following: Senate Bills Nos. 134, 110 and 43.

Senate Bill No. 88 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brownfield, Corcoran, Cowley, Clark, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Hanford, Hauge, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Page



(Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 61.

Noes: None.

Absent and not voting: Barnard, Blikken, Brenner, Cook, Crist, Freshman, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hess, Jensen, Mackay, McCarthy, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Rostad, Sagunsky, Taylor. Total 23.

Excused: Dwyer, Hawks, MacDonald, Rieder, Sykes, Working. Total 6.

Senate Bill No. 45 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Hanford, Hauge, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 58.

Noes: None.

Absent and not voting: Anders, Babich, Barnard, Blikken, Brenner, Cook, Crist, Freshman, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hess, Mackay, McCarthy, Nixon, Norby, O'Connor, Page (Missoula), Rostad, Sagunsky, Smith, Taylor, Westlake. Total 25.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 68 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Corcoran, Cowley, Emmons, Esp, Foley, Fulton, Goodgame, Graybill, Hanford, Harpster, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 59.

Noes: None.

Absent and not voting: Anders, Barnard, Blikken, Brenner, Cook, Crist, Dokken, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Hauge, Hess, Higgins, Mackay, McCarthy, Nixon, Norby, O'Connor, Rostad, Sagunsky, Taylor, Westlake, Mr. Speaker. Total 24.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 82 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Corcoran, Cowley, Emmons, Esp, Foley, Fulton, Goodgame, Graybill, Hanford, Harpster, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McBride, McElwain, Michels, Mountain, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sales,

Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 58.

Noes: None.

Absent and not voting: Anders, Barnard, Blikken, Brenner, Cook, Crist, Dokken, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Hauge, Hess, Higgins, Loughran, Mackay, McCarthy, Nixon, Norby, O'Connor, Rostad, Sagunsky, Taylor, Westlake, Mr. Speaker. Total 25.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Senate Bill No. 139 was concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Graybill, Hanford, Harpster, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 58.

Noes: None.

Absent and not voting: Andersen (Richland), Barnard, Blikken, Brenner, Cook, Crist, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Hauge, Hess, Higgins, Mackay, McCarthy, Nixon, Norby, O'Connor, Phillips, Rostad, Sagunsky, Taylor, Tripp, Westlake, Mr. Speaker. Total 25.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

House Bill No. 237 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Graybill, Hanford, Harpster, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Mountain, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 59.

Noes: None.

Absent and not voting: Barnard, Blikken, Brenner, Cook, Crist, Freshman, Gebhardt, Haines (Flathead), Haines (Missoula), Hauge, Hess, Higgins, Mackay, McCarthy, Nixon, Norby, O'Connor, Rostad, Sagunsky, Sales, Schiltz, Taylor, Westlake, Mr. Speaker. Total 24.

Excused: Dwyer, Hawks, MacDonald, Omholt, Rieder, Sykes, Working. Total 7.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 59, 356, 168, 253, 429, 174, 239 and House Joint Resolution No. 6 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:15 o'clock P. M., delivered to the governor for his approval.

PRILL, Chairman.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Thursday, February 22, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

### FIFTY-THIRD LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 22, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the chair. Invocation by the Chaplain.

On roll call, all members were present except Dwyer who was excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-second Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 113, respectfully report as follows: That Senate Bill No. 113 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Substitute Senate Bill No. 114, respectfully report as follows: That Substitute Senate Bill No. 114 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 116, respectfully report as follows:

That Senate Bill No. 116 be concurred in.

SALES, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

February 21, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Joint Resolution No. 4 by Scofield et al.

House Bill No. 208 by Smith et al.

House Bill No. 363 by Haines (Missoula) et al.

House Bill No. 353 by Schiltz et al.

House Bill No. 198 by Wiedman (by request).

House Bill No. 179 by Judiciary Committee.  
House Bill No. 442 by MacDonald et al.  
House Bill No. 338 by Clark et al.  
House Bill No. 387 by Judiciary Committee.  
House Bill No. 327 by Reed et al.  
House Bill No. 368 by Loble.  
House Bill No. 268 by Lien et al.  
Sub. House Bill No. 97 by Education Committee.  
House Bill No. 109 by Education Committee.  
House Bill No. 16 by Smith and Atkinson.  
House Joint Memorial No. 4 by Education Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 21, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 7 by Judiciary Committee.  
House Bill No. 202 by Haines (Missoula) et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 21, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by committee reports, reports adopted, and the bills are herewith returned to the House:

House Bill No. 276 by Bradley.  
House Bill No. 300 by Ways and Means Committee.  
House Bill No. 302 by Ways and Means Committee.  
House Bill No. 304 by Ways and Means Committee.  
House Bill No. 306 by Ways and Means Committee.  
House Bill No. 310 by Ways and Means Committee.  
House Bill No. 336 by Trout et al.  
House Bill No. 334 by Loble.  
House Bill No. 238 by Lien et al.  
House Bill No. 335 by Hanford and O'Connor.  
House Bill No. 10 by McElwain and Schiltz.  
House Bill No. 307 by Ways and Means Committee.  
House Bill No. 178 by Graybill.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Dokken from Gallatin in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Bill No. 81 be concurred in.

That Senate Bill No. 20 be concurred in.

That Senate Bill No. 51 be concurred in.

That Substitute Senate Bill No. 124 be concurred in.

That Senate Bill No. 63 be concurred in.

That Senate Joint Memorial No. 6 be concurred in.

That Senate Joint Memorial No. 8 be concurred in.

That Senate Bill No. 57 be concurred in.

That Senate Bill No. 106 be concurred in.

That House Bill No. 450 do pass.

That House Bill No. 451 do pass.

That House Bill No. 452 do pass.

That House Bill No. 453 do pass.

That House Bill No. 455 do pass.

That Senate Amendments to House Bill No. 202 be concurred in.

That Substitute Senate Bill No. 114 be concurred in.

That Senate Bill No. 116 be concurred in.

That Senate Amendments to House Bill No. 7 be concurred in.

DOKKEN, Chairman.

Report adopted.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 81 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, O'Connor, Page (Granite), Peters, Phillpis, Purdy, Reed, Rieder, Sagunsky, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: Omholt. Total 1.

Absent and not voting: Barnard, Freshman, Haines (Missoula), Harpster, Jensen, Mackay, Mountain, Nixon, Norby, Page (Missoula), Parker,



Pierce, Prill, Rostad, Sales, Skibby, Taylor, Wiedman, Working. Total 19.

Excused: Dwyer. Total 1.

Senate Bill No. 20 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Sagunsky, Schiltz, Scofield, Seifert, Smith, Sykes, Taylor, Tripp, Trout, Valach, Watkins, Van Dyke, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Barnard, Blewett, Brenner, Gebhardt, Haines (Missoula), Jensen, Loble, Norby, Page (Missoula), Prill, Rostad, Sales, Skibby, Westlake, Wiedman. Total 15.

Excused: Dwyer. Total 1.

Senate Bill No. 51 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Parker, Peters, Pierce, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Blewett, Brenner, Haines (Missoula), Holtz, Jensen, Norby, Page (Missoula), Phillips, Prill, Rostad, Seifert, Skibby, Westlake, Wiedman, Working. Total 15.

Excused: Dwyer. Total 1.

Substitute Senate Bill No. 124 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Parker, Peters, Pierce, Prill, Purdy, Rieder, Sales, Schiltz, Scofield, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: Blikken, Brownfield. Total 2.

Absent and not voting: Blewett, Dokken, Esp, Haines (Missoula), Norby, Page (Missoula), Phillips, Reed, Rostad, Sagunsky, Seifert, Skibby, Westlake, Wiedman. Total 14.

Excused: Dwyer. Total 1.

Senate Bill No. 63 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Jensen, Karlberg, Lien, Loble, Loughran, MacDonald, Mackay, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Parker, Peters, Pierce, Prill, Purdy, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: Emmons, Hanford, Iten, Leuthold, Lockridge, Magnuson, McCarthy, Omholt. Total 8.

Absent and not voting: Haines (Missoula), Page (Missoula), Phillips, Reed, Rostad, Sagunsky, Westlake. Total 7.

Excused: Dwyer. Total 1.

The foregoing, being a Constitutional Amendment, is herewith set out in full:

# SENATE BILL NO. 63

Introduced by Busch, Larson, Kelly, Wilson (Toole)

A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana of an amendment to the Constitution of the State of Montana, amending Section 6 of Article XVI of said Constitution, relating to the authorization of the legislative assembly to provide for the election or appointment of county, township, precinct and municipal officers not otherwise in the Constitution provided as public convenience may require increasing the limit of time of office from two years to four years."

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. That Section 6 of Article XVI of the Constitution of the State of Montana be amended as hereinafter provided, and that the question of such amendment be submitted to the qualified electors of the State of Montana at the general election to be held in November 1952.

Section 2. That Section 6 of Article XVI of the Constitution of the State of Montana, be, and the same is hereby amended to read as follows:

"Section 6. The Legislative Assembly may provide for the election or appointment of such other county, township, precinct and municipal officers as public convenience may require and their terms of office shall be prescribed by law, not in any case to exceed four (4) years, except as in this Constitution otherwise provided."

Section 3. This amendment shall be submitted to the qualified electors of the State of Montana by being placed on the Official Ballot provided by Section 23-1102 of the Revised Codes of Montana, 1947, and as provided by law, and there shall be printed on such ballot the title of this act and the following words:

☐ For the Above Amendment.

☐ Against the Above Amendment.

The elector shall designate his preference for either of the propositions by marking "X" before the proposition for which he desires to vote.

Section 4. The vote cast for and against the amendment herein proposed shall be counted, canvassed and determined by such officials and in such manner as provided by law, and if a majority of all votes cast at such election for and against such amendment shall be in favor of such amend-

ment the governor of the State of Montana shall so declare by public proclamation, and the amendment shall be in full force and effect as a part of the Constitution from and after the date of such proclamation.

Section 5. This act shall be in full force and effect from and after its passage and approval.

Senate Joint Memorial No. 6 was concurred in by the following vote:

Ayes: Anders, Anderson (Cascade), Atkinson, Bradley, Brownfield, Cowley, Crist, Dokken, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hauge, Hawks, Higgins, Iten, Leuthold, Loble, MacDonald, Mackay, Magnuson, McElwain, Norby, O'Connor, Omholt, Peters, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 43.

Noes: Ammerman, Andersen (Richland), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Corcoran, Emmons, Foley, Graybill, Hanford, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Lockridge, McBride, McCarthy, Michels, Nixon, Page (Granite), Parker, Phillips, Rieder, Rostad, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 35.

Absent and not voting: Babich, Blewett, Brenner, Haines (Missoula), Loughran, Mountain, Page (Missoula), Sagunsky, Taylor, Westlake, Working. Total 11.

Excused: Dwyer. Total 1.

Senate Joint Memorial No. 8 was concurred in by the following vote:

Ayes: Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Hanford, Hauge, Hawks, Higgins, Iten, Leuthold, Mackay, Magnuson, McElwain, Norby, O'Connor, Omholt, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 47.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, McBride, McCarthy, Michels, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 35.

Absent and not voting: Babich, Haines (Missoula), Mountain, Page (Missoula), Sagunsky, Westlake, Loughran. Total 7.

Excused: Dwyer. Total 1.

It was moved by McElwain, duly seconded and carried, that third reading of Senate Bill No. 57 be passed for the day.

Senate Bill No. 106 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sales, Scofield, Smith, Sykes, Trout, Valach, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker, Van Dyke. Total 70.

Noes: Blikken, Clark, Schiltz, Skibby, Tripp, Wilson (Judith Basin). Total 6.

Absent and not voting: Babich, Barrett, Haines (Missoula), Hanford, Higgins, Page (Missoula), Parker, Pierce, Sagunsky, Seifert, Taylor, Westlake, Working. Total 13.

Excused: Dwyer. Total 1.

Senate Amendments to House Bill No. 202 were concurred in by the following vote:

Ayes: Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Valach, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: Ammerman, Andersen (Richland), Corcoran, Jensen, MacDonald, Michels, Trout. Total 7.

Absent and not voting: Barrett, Brenner, Haines (Missoula), Hanford, Hauge, Hawks, Page (Missoula), Purdy, Sagunsky, Sales, Seifert, Taylor, Van Dyke, Westlake, Working. Total 15.

Excused: Dwyer. Total 1.

Senate Amendments to House Bill No. 7 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Harpster, Hauge, Hess, Holtz, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Parker, Pierce, Prill, Reed, Rieder, Sales, Schiltz, Scofield, Smith, Tripp, Trout, Valach, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 63.

Noes: Haines (Flathead), Iten, Jensen, Omholt, Page (Granite), Phillips, Rostad, Skibby, Sykes. Total 9.

Absent and not voting: Barnard, Blewett, Brenner, Corcoran, Haines (Missoula), Hanford, Hawks, Higgins, Page (Missoula), Peters, Purdy, Sagunsky, Seifert, Taylor, Van Dyke, Watkins, Westlake. Total 17.

Excused: Dwyer. Total 1.

Substitute Senate Bill No. 114 failed of concurrence by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Blewett, Corcoran, Crist, Dokken, Esp, Gebhardt, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Lockridge, McElwain, O'Connor, Parker, Prill, Reed, Sales, Schiltz, Scofield, Skibby, Sykes, Tripp, Wiedman, Mr. Speaker. Total 33.

Noes: Aronow, Babich, Barrett, Beck, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Emmons, Foley, Freshman, Fulton, Goodgame, Haines (Flathead), Hauge, Higgins, Iten, Leuthold, Loble, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Peters, Phillips, Pierce, Rieder, Rostad, Smith, Taylor, Trout, Valach, Watkins, Wilson (Treasure), Wilson (Judith Basin), Working. Total 47.



Absent and not voting: Haines (Missoula), Hanford, Hawks, Page (Missoula), Purdy, Sagunsky, Seifert, Van Dyke, Westlake. Total 9.

Excused: Dwyer. Total 1.

Senate Bill No. 116 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Haines (Missoula), Hawks, Mackay, Page (Missoula), Sagunsky, Seifert, Van Dyke, Watkins, Westlake, Working. Total 10.

Excused: Dwyer. Total 1.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees, having been introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 458, introduced by Committee on Appropriations. A bill for an act entitled: "An act to appropriate money from the general fund for the support and maintenance of certain institutions for the year ending June 30, 1951, the appropriation made by the Thirty-first Legislative Assembly having been found to be insufficient." Referred to Committee on Appropriations.

House Bill No. 459, introduced by Committee on Appropriations. A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state departments, boards, bureaus, commissions and institutions, for the period beginning July 1, 1951 and ending June 30, 1953." Referred to Committee on Appropriations.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:45 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 450, 451, 452, 453 and 455.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Joint Resolution No. 4, House Bills Nos. 16, 109, 150, 179, 198, 327, 338, 353, 368, 442 and Substitute House Bill No. 97.

PRILL, Chairman.

Report adopted.



I have examined House Bill No. 16, introduced by me and find the same to be correct.

SMITH.

I have examined House Bill No. 328, introduced by me and find the same to be correct.

CLARK.

I have examined House Bill No. 353, introduced by me and find the same to be correct.

SCHILTZ.

I have examined House Bill No. 368, introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 442, introduced by me and find the same to be correct.

MACDONALD.

I have examined House Bill No. 179, introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 198, introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 327, introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 109, introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 150, introduced by me and find the same to be correct.

WORKING.

I have examined Substitute House Bill No. 97, introduced by me and find the same to be correct.

WORKING.

I have examined House Joint Resolution No. 4, introduced by me and find the same to be correct.

SCOFIELD.

The Speaker signed the following in open session: House Bills Nos. 16, 338, 353, 368, 442, 179, 198, 327, 109, 150, Substitute House Bill No. 97, and House Joint Resolution No. 4.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 48, respectfully report as follows: That Senate Bill No. 48 be not concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 47, respectfully report as follows: That Senate Bill No. 47 be not concurred in.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 98, respectfully report as follows: That Senate Bill No. 98 be concurred in.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 97, respectfully report as follows: That Senate Bill No. 97 be concurred in.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 109, respectfully report as follows: That Senate Bill No. 109 be amended as follows:

In Section 1, page 1, line 16, by striking out the words and figure "Eight percent (8%)" and inserting in lieu thereof the words and figure "Two percent (2%)";

And in Section 2, page 4, line 28, by striking out the words and figure "Eight percent (8%)" and inserting in lieu thereof the words and figure "Two percent (2%)";

And as amended, recommend that same be concurred in.

NORBY, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by Loble, duly seconded and carried, that the House reconsider its action in not concurring in Substitute Senate Bill No. 114 on third reading.

It was moved by McElwain, duly seconded and carried, that Substitute Senate Bill No. 114 be taken from third reading and placed on general orders.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 150, 109, 327, 198, 179, 442, 368, 353, 338, 16, House Joint Resolution No. 4, and Substitute House Bill No. 97, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:28 o'clock P. M. delivered to the Governor for his approval.

BROWNFIELD, Vice-Chairman.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length.

House Bill No. 450 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Iten, Jensen, Loble, Loughran, Magnuson, McBride, McCarthy, Mountain, Omholt, Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Sagunsky, Schiltz, Scofield, Seifert, Smith, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 57.

Noes: None.

Absent and not voting: Aronow, Barnard, Brenner, Brownfield, Corcoran, Haines (Missoula), Harpster, Hawks, Higgins, Holtz, Karlberg, Leuthold, Lien, Lockridge, MacDonald, Mackay, McElwain, Michels, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Prill, Rostad, Sales, Skibby, Sykes, Taylor, Valach, Westlake, Working. Total 32.

Excused: Dwyer. Total 1.

House Bill No. 451 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Iten, Karlberg, Leuthold, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 57.

Noes: None.

Absent and not voting: Aronow, Brownfield, Cook, Corcoran, Dokken, Haines (Missoula), Harpster, Hess, Higgins, Holtz, Jensen, Lien, Loble, Mackay, Nixon, O'Connor, Prill, Rieder, Rostad, Sales, Sykes, Taylor, Valach, Westlake, Wilson (Judith Basin). Total 25.

Excused: Barnard, Brenner, Dwyer, Hawks, MacDonald, Norby, Sagunsky, Working. Total 8.

House Bill No. 452 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Blikken, Brownfield, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hanford, Hauge, Higgins, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 55.

Noes: None.

Absent and not voting: Aronow, Babich, Bradley, Clark, Cook, Corcoran, Dokken, Graybill, Haines (Missoula), Harpster, Hess, Holtz, Jensen, Lien, Mackay, Magnuson, Nixon, O'Connor, Page (Granite), Prill, Rieder, Rostad, Sales, Sykes, Taylor, Valach, Westlake. Total 27.

Excused: Barnard, Brenner, Dwyer, Hawks, MacDonald, Norby, Sagunsky, Working. Total 8.

House Bill No. 453 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 58.

Noes: None.

Absent and not voting: Aronow, Babich, Blikken, Cook, Corcoran, Dokken, Haines (Missoula), Harpster, Hauge, Hess, Higgins, Holtz, Mackay,

Magnuson, Nixon, O'Connor, Prill, Rieder, Rostad, Sales, Sykes, Taylor, Valach, Westlake. Total 24.

Excused: Barnard, Brenner, Hawks, Dwyer, MacDonald, Norby, Sagsunsky, Working. Total 8.

House Bill No. 455 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 61.

Noes: Page (Granite), Sales. Total 2.

Absent and not voting: Aronow, Cook, Corcoran, Dokken, Harpster, Hauge, Hess, Higgins, Holtz, Jensen, Mackay, Nixon, O'Connor, Prill, Rieder, Rostad, Sykes, Taylor, Westlake. Total 19.

Excused: Barnard, Brenner, Hawks, Dwyer, MacDonald, Norby, Sagsunsky, Working. Total 8.

#### MESSAGES FROM THE SENATE

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion requests the House to return House Bill No. 238 for further consideration.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

It was moved by McElwain, duly seconded and carried, that the House return House Bill No. 238 to the Senate, pursuant to their request.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Friday, February 23, 1951 at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FIFTY-FOURTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 23, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-third Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## REPORTS OF SELECT COMMITTEES

February 23, 1951.

To the Honorable President of Senate  
and the Honorable Speaker of the House:

We, your Joint Conference Committee appointed to consider House Amendments to Senate Bill No. 11, having duly considered such amendments, respectfully report as follows:

That said House Amendment amending line 1, page 3, of the original bill after the words "Fallon County" by inserting the words "or any other stream that may be designated by the Fish and Game Commission"; be amended by inserting after the word "stream" a comma and the words "or portion thereof,".

That the Senate conceded to all other House Amendments of said Senate Bill No. 11.

For the Senate:

VALITON, Chairman,  
LINDQUIST,  
WILSON (Toole).

For the House:

HAUGE,  
FULTON,  
BECK.

It was moved by Hauge, duly seconded, that the conference committee report on House Amendments to Senate Bill No. 11 be adopted, and on roll call, said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Gebhardt, Haines (Missoula), Hess, MacDonald, Mackay, O'Connor, Rostad, Sagunsky, Taylor. Total 9.

Excused: Brenner, Magnuson, Working. Total 3.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 7, 202, 208, 268 and 387 and House Joint Memorial No. 4.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 208 introduced by me and find the same to be correct.

SMITH.

I have examined House Bill No. 268 introduced by me and find the same to be correct.

LIEN.

I have examined House Bill No. 7 introduced by me and find the same to be correct.

WIEDMAN.



I have examined House Bill No. 202 introduced by me and find the same to be correct.

HAINES (Missoula).

I have examined House Bill No. 387 introduced by me and find the same to be correct.

WORKING.

I have examined House Joint Memorial No. 4 introduced by me and find the same to be correct.

WORKING.

The Speaker signed the following in open session: House Bills Nos. 208, 268, 7, 202, 387 and House Joint Memorial No. 4.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 89, respectfully report as follows: That Senate Bill No. 89 be concurred in.

SCOFIELD, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 458, respectfully report as follows: That House Bill No. 458 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 459, respectfully report as follows: That House Bill No. 459 be amended as follows:

By striking out all of lines 5, 6 and 7, page 4 of the original bill,

By striking out all of lines 2, 3 and 4, page 9 of the original bill.

And as so amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 54, respectfully report as follows: That Senate Bill No. 54 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 95, respectfully report as follows: That Senate Bill No. 95 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Substitute for Senate Bill No. 37, respectfully report as follows: That Senate Substitute for Senate Bill No. 37 be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 39, respectfully report as follows: That Senate Bill No. 39 be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation having had under consideration Senate Bill No. 50, respectfully report as follows: That Senate Bill No. 50 in the original bill be amended as follows:

Amend the title by striking out in line 8 thereof the letter "(a)".

Amend the title in line 9 thereof by striking out in lines 9, 10 and 11 thereof the following: "(b) advanced heart disease with symptom of decompensation, or angina pectoris; (c) hypertension, malignant or severe type; or (d) arterial degeneration involving the brain." and inserting in lieu thereof the words: "Providing, however, for the issuance of a license to a person suffering or who has suffered from epilepsy (grand mal) in certain instances at the discretion of the board."

Amend Section 1 in Sub-section 8 thereof by striking out in lines 19, 20, 21 and 22 the following words: "advanced heart disease with symptom of decompensation, or angina pectoris; hypertension, malignant or severe type; or arterial degeneration involving the brain," and inserting in lieu thereof the words: "provided, however, upon application made and for good cause shown, in the discretion of the board, a license, subject to such limitations or restrictions as the board may impose, may be issued to a person who is suffering or has suffered epilepsy (grand mal), and provided further, and that said board after investigation and upon reasonable notice may cause such license so issued to be revoked or further limited or restricted, as in the discretion of the board may appear necessary."

And as so amended be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 75, respectfully report as follows: That Senate Bill No. 75 be concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Substitute Senate Bill No. 65, respectfully report as follows: That Substitute Senate Bill No. 65 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 67, respectfully report as follows: That Senate Bill No. 67 be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 69, respectfully report as follows: That Senate Bill No. 69 be amended as follows:

By striking out the words "mourning dove," in the original typewritten bill, in lines 18 and 23, and as so amended, be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 137, respectfully report as follows: That Senate Bill No. 137 be concurred in.

BRADLEY, Chairman.

Report adopted.

The Speaker signed the following in open session: Senate Bills Nos. 94, 60, 2, 84, 117, 76 and Senate Joint Memorials Nos. 11, 14 and 7.

### MESSAGES FROM THE GOVERNOR

February 23, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have this day, approved House Bills Nos. 16, 59, 109, 442, 168, 171, 174, 179, 198, 239, 253, 338, 353, 356, 368, 429, Substitute House Bill No. 97, and House Joint Resolution No. 6.

JOHN W. BONNER,  
Governor.

### MESSAGES FROM THE SENATE

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on roll call vote the Senate adopted the report of the Joint Conference Committee appointed to consider House Amendments to Senate Bill No. 11.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day concurred in House Amendments to Senate Bill No. 77 and House Amendments to Senate Joint Memorial No. 10.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended by the Committee of the Whole that further action be indefinitely postponed, report adopted, and the bill is herewith returned to the House:

House Bill No. 112 by Committee on Education.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by committee action, reports adopted, and the bills are herewith returned to the House:

House Bill No. 177 by Emmons et al.  
House Bill No. 410 by Hawks by request.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 377 by Graybill.

House Bill No. 99 by Smith and Haines (Missoula).

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the bills are herewith returned to the House:

House Bill No. 186 by Public Utilities and State Commissions Committee.

House Bill No. 116 by Iten and Lockridge.

House Bill No. 124 by Iten and Lockridge.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 22, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Conference Committee from the Senate to act with a like committee from the House for the consideration of Senate Amendments to House Bill No. 93: Lott, Chairman; Spear, Bristow.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

#### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that Senate Bill No. 57 be taken from third reading and re-referred to the Committee on Military Affairs.

#### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Page of Granite in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Bill No. 97 be concurred in.

That Senate Bill No. 98 be concurred in.

That Substitute Senate Bill No. 114 be amended in section 3 by striking out in line 14, page 2, the words "Licensed Scavenger" and inserting in lieu thereof the words "Sanitary Licensee" and be further amended in section 4 by striking out in line 3, page 2 the words "Licensed Scavenger" and inserting in lieu thereof the words "Sanitary Licensee" and be further amended in section 5 by striking out in line 1 and 2, page 2, the words "Licensed Scavenger" and inserting in lieu thereof the words "Sanitary Licensee" and that as so amended be concurred in.

That Senate Amendments to House Bill No. 99 be concurred in.

That Senate Amendments to House Bill No. 377 be concurred in.

That Senate Bill No. 89 be concurred in.

That Senate Bill No. 54 be concurred in.

That further consideration of Senate Bill No. 95 be indefinitely postponed.

That further consideration of Substitute Senate Bill No. 37 be indefinitely postponed.

That consideration of Senate Bill No. 39 be passed for the day.

That Senate Bill No. 50 be concurred in.

That Senate Bill No. 75 be concurred in.

That Substitute Senate Bill No. 65 be concurred in.

That Senate Bill No. 67 be concurred in.

That consideration of Senate Bill No. 137 be passed for the day.

That Senate Bill No. 69 be concurred in.

That Senate Bill No. 109 be amended in the title by striking out in line 4 the words and figures "eight per cent (8%)" and inserting in lieu thereof the words and figures "two per cent (2%)" and that as so amended be concurred in.

PAGE (Granite), Chairman.

It was moved by Page, duly seconded, that the House adopt the report of the Committee of the Whole. On substitute motion, it was moved by Blikken, duly seconded, that Substitute Senate Bill No. 37 be segregated from the report of the Committee of the Whole, which motion was lost by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Hess, Holtz, Jensen, Lien, Loble, Lockridge, MacDonald, Magnuson, McBride, Michels, Nixon, Page (Granite), Parker, Rieder, Seifert, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 34.

Noes: Anders, Atkinson, Babich, Blewett, Bradley, Brownfield, Corcoran, Cowley, Dokken, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Iten, Leuthold, McCarthy, McElwain, Norby, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Schiltz, Scofield, Skibby, Smith, Taylor, Watkins, Wilson (Treasure), Mr. Speaker. Total 39.

Absent and not voting: Brenner, Crist, Dwyer, Esp, Freshman, Karl-



berg, Loughran, Mackay, Mountain, Omholt, Reed, Sykes, Westlake, Wiedman, Working, Harpster. Total 16.

Excused: None.

Passed: O'Connor. Total 1.

Whereupon the report of the Committee of the Whole was adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:30 P. M.

### AFTERNOON SESSION

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 389, 417, 458 and Substitute House Bill No. 361, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 208, 268, 7, 202, 387 and House Joint Memorial No. 4 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 10:38 o'clock A. M., delivered to the Governor for his approval.

PRILL, Chairman.

### REPORTS OF SELECT COMMITTEES

To the Honorable President of the Senate  
and the Honorable Speaker of the House:

We, your Joint Conference Committee appointed to consider Senate Amendments to House Bill No. 93 having duly considered such amendments respectfully report as follows:

Strike out the Senate Amendment in line 14, section 1 of the original bill and insert after the comma in line 17, section 1 of the original bill the words "or waste any game fish or game bird,"

That the House conceded to all other Senate Amendments of said House Bill No. 93.

For the House:

SYKES,  
SEIFERT,  
BARRETT.

For the Senate:

LOTT, Chairman,  
SPEAR,  
BRISTOW.

It was moved by Sykes, duly seconded, that the conference committee report on Senate Amendments to House Bill No. 93 be adopted, and on roll call, said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker,

Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 73.

Noes: Freshman. Total 1.

Absent and not voting: Aronow, Babich, Barnard, Crist, Dwyer, Haines (Missoula), Hawks, Hess, Loughran, MacDonald, Mackay, Rieder, Sagunsky, Taylor, Westlake, Working. Total 16.

Excused: None.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration Senate Bill No. 90, respectfully report as follows: That Senate Bill No. 90 be concurred in.

BRENNER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration Substitute Senate Bill No. 145, respectfully report as follows: That Substitute Senate Bill No. 145 be amended as follows:

Section 1. In line 15, page 3 of the original bill by striking out the words and figures "five thousand four hundred dollars (\$5,400.00)" and inserting in lieu thereof the words and figures "six thousand dollars (\$6,000.00)";

In lines 17 and 18, page 3 of the original bill by striking out the words and figures "four thousand five hundred dollars (\$4,500.00)" and inserting in lieu thereof the words and figures "five thousand dollars (\$5,000.00)";

In lines 19 and 20, page 3 of the original bill by striking out the words and figures "four thousand five hundred dollars (\$4,500.00)" and inserting in lieu thereof the words and figures "five thousand dollars (\$5,000.00)";

In line 20, page 3 of the original bill following the semi-colon (;) following the word "annum" insert the following words: "salary of the I. B. M. office superintendent not exceeding the sum of four thousand two hundred dollars (\$4,200.00)";

In lines 21 and 22, page 3 of the original bill by striking out the words and figures "three thousand nine hundred dollars (\$3,900.00)" and inserting in lieu thereof the words and figures "four thousand two hundred dollars (\$4,200.00)";

In lines 23 and 24, page 3 of the original bill by striking out the words and figures "three thousand dollars (\$3,000.00)" and inserting in lieu thereof the words and figures "three thousand three hundred dollars (\$3,300.00)";

In lines 25 and 26, page 3 of the original bill by striking out the words and figures "thirty-three hundred dollars (\$3,300.00)" and inserting in lieu thereof the words and figures "thirty-six hundred dollars (\$3,600.00)";

In lines 27 and 28, page 3 of the original bill by striking out the words and figures "twenty-seven hundred dollars (\$2,700.00)" and inserting in lieu thereof the words and figures "three thousand dollars (\$3,000.00)";

In line 30, page 3 of the original bill by striking out the words and figures "three thousand dollars (\$3,000.00)" and inserting in lieu thereof the words and figures "thirty-three hundred dollars (\$3,300.00)";

In line 32, page 3 of the original bill by striking out the words and figures "twenty-five hundred dollars" and inserting in lieu thereof the words and figures "twenty-eight hundred dollars.";

By striking out lines 1, 2, 3, 4, 5 and 6, and the words "volume of business" in line 7, page 4 of the original bill;

In line 9, page 4 of the original bill by striking out the words and figures "three thousand six hundred dollars (\$3,600.00)" and inserting in lieu thereof the words and figures "three thousand nine hundred dollars (\$3,900.00)";

In line 10, page 4 of the original bill after the word "year" change the comma (,) to a period (.) and strike out the remainder of line 10. Strike out all of line 11, and the words and figures "four thousand two hundred dollars (\$4,200.00)" and the words "per annum" in line 12, page 4 of the original bill. In line 8, page 4 of the original bill by striking out the words "except the chief inspector." And as amended be concurred in.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 73, respectfully report as follows: That Senate Bill No. 73 be not concurred in.

WILSON (Treasure), Chairman.

It was moved by Wilson (Treasure), duly seconded, that the committee report be adopted. As a substitute motion, it was moved by Higgins, duly seconded, that Senate Bill No. 73 be placed on General Orders, which motion lost. Whereupon the report of the committee was adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 35, respectfully report as follows: That Senate Bill No. 35, be not concurred in.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 104, respectfully report as follows: That Senate Bill No. 104 be concurred in.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 121, respectfully report as follows: That Senate Bill No. 121, be concurred in.

WILSON (Treasure), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration Senate Bill No. 118, respectfully report as follows: That Senate Bill No. 118 be amended as follows:

Amend in Section 3, Senate Bill No. 118, by striking out in lines 1 and 2, delete the sentence, starting with the word, "The," and ending with the word "qualified.", and insert in lieu thereof "the term of office of the Commissioner of Labor and Industry appointed at this time shall terminate on March 4, 1953; and, the term of office of the Commissioner of Labor and Industry appointed thereafter shall be four (4) years and until his successor is appointed and qualified."

On page 3, Section 9, insert after the word "of" the words "Labor and." And as so amended, be concurred in.

ROSTAD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under

consideration Senate Bill No. 130, respectfully report as follows: That Senate Bill No. 130 be amended as follows:

Delete all of Section 7 beginning on line 30, page 24 and all of page 25, of the original bill, and renumbering Sections 8, 9, 10, and 11 to read: Sections 7, 8, 9 and 10 respectively, and as so amended recommend that Senate Bill No. 130 be concurred in.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 79, respectfully report as follows: That Senate Bill No. 79 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 80, respectfully report as follows: That Senate Bill No. 80 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 92, respectfully report as follows: That Senate Bill No. 92 be amended as follows:

By striking out, in lines 3, 4 and 5 on page 4 of the original typewritten bill (being lines 22, 22a and 22b on page 2 of the printed bill) the following words: "thence north to the northeast corner of said section twenty-three (23) township twelve (12) north, range fifteen (15) east;" and as so amended, be concurred in.

PHILLIPS, Chairman.

Report adopted.

The Speaker signed the following in open session: Senate Bills Nos. 115, 126, Senate Joint Memorial No. 9, Senate Bills Nos. 102, 88, 139, 105, 82, 45, 68, 111 and Substitute Senate Bill No. 58 and Senate Joint Memorial No. 12.

#### MESSAGES FROM THE SENATE

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report on Senate Amendments to House Bill No. 93.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Senate Bill No. 13 and request the House to appoint a conference committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following conference committee for the Senate: Busch, chairman; Tibbals, Evans.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

Pursuant to the request of the Senate, the Speaker appointed the following conference committee to consider House Amendments to Senate Bill No. 13: O'Connor, Phillips and Babich.

### MOTIONS AND RESOLUTIONS

It was moved by Bradley, duly seconded and carried, that Senate Bill No. 137 be taken from General Orders and re-referred to the Committee on Fish and Game.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 97 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Higgins, Holtz, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Phillips, Prill, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: Iten. Total 1.

Absent and not voting: Babich, Haines (Flathead), Haines (Missoula), Hauge, Hawks, Hess, MacDonald, Mackay, Nixon, O'Connor, Omholt, Peters, Pierce, Purdy, Rieder, Rostad, Sykes, Taylor, Westlake, Wiedman, Working. Total 21.

Excused: None.

Senate Bill No. 98 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hess, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Phillips, Pierce, Prill, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: Iten. Total 1.

Absent and not voting: Babich, Haines (Missoula), Hauge, Hawks, Higgins, Holtz, MacDonald, Mackay, McElwain, Nixon, Page (Missoula), Peters, Purdy, Rieder, Rostad, Taylor, Westlake, Wiedman, Working. Total 19.

Excused: None.

Substitute Senate Bill No. 114 was concurred in by the following vote:

Ayes: Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hess, Holtz, Jensen, Karlberg, Leuthold, Lien,



Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Parker, Phillips, Pierce, Prill, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 61.

Noes: Ammerman, Anders, Andersen (Richland), Aronow, Corcoran, Crist, Hauge, Iten, Page (Granite), Trout. Total 10.

Absent and not voting: Babich, Barnard, Brenner, Haines (Missoula), Hawks, Higgins, MacDonald, Mackay, Nixon, O'Connor, Page (Missoula), Peters, Purdy, Rieder, Rostad, Taylor, Westlake, Wiedman, Working. Total 19.

Excused: None.

Senate Amendments to House Bill No. 99 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Holtz, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Pierce, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: Iten, Omholt, Sykes. Total 3.

Absent and not voting: Babich, Brenner, Haines (Flathead), Haines (Missoula), Higgins, Loble, MacDonald, Mackay, Nixon, Page (Missoula), Phillips, Rieder, Rostad, Hawks, Taylor, Westlake, Wiedman, Working. Total 18.

Excused: None.

Senate Amendments to House Bill No. 377 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Sagunsky, Sales, Schiltz, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 72.

Noes: Sykes. Total 1.

Absent and not voting: Babich, Brenner, Haines (Missoula), Hawks, Higgins, MacDonald, Mackay, Magnuson, Nixon, O'Connor, Rieder, Rostad, Scofield, Taylor, Westlake, Wiedman, Working. Total 17.

Excused: None.

Senate Bill No. 89 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster,

Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Sagunsky, Sales, Schiltz, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: Leuthold. Total 1.

Absent and not voting: Anderson (Cascade), Babich, Brenner, Dokken, Haines (Missoula), Hawks, Higgins, MacDonald, Mackay, Magnuson, McElwain, Nixon, Reed, Rieder, Rostad, Scofield, Watkins, Westlake, Wiedman, Working. Total 20.

Excused: None.

Senate Bill No. 54 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Corcoran, Cowley, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Crist, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Anderson (Cascade), Babich, Barnard, Bradley, Brenner, Dokken, Haines (Missoula), Hawks, Higgins, Jensen, MacDonald, Mackay, McElwain, Nixon, O'Connor, Reed, Rieder, Sales, Taylor, Westlake, Wiedman, Working. Total 22.

Excused: None.

Senate Bill No. 50 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Anderson (Cascade), Babich, Barnard, Brenner, Crist, Dokken, Graybill, Haines (Missoula), Hawks, Jensen, Loughran, MacDonald, Mackay, McElwain, Nixon, Reed, Rieder, Westlake, Wiedman, Working. Total 20.

Excused: None.

Senate Bill No. 75 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold,

Lien, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Babich, Brenner, Dokken, Dwyer, Graybill, Haines (Missoula), Hawks, Loughran, MacDonald, Mackay, McElwain, Mountain, Nixon, Parker, Reed, Rieder, Schiltz, Taylor, Westlake, Wiedman, Working. Total 21.

Excused: None.

Substitute Senate Bill No. 65 was concurred in by the following vote:

Ayes: Anders, Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blikken, Bradley, Clark, Cook, Cowley, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Haines (Flathead), Hanford, Hauge, Hess, Higgins, Holtz, Karlberg, Lien, Loble, Lockridge, Magnuson, McBride, McElwain, Michels, Norby, Page (Missoula), Parker, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 49.

Noes: Ammerman, Andersen (Richland), Brownfield, Aronow, Corcoran, Crist, Freshman, Harpster, Iten, Jensen, Leuthold, Omholt, Page (Granite), Peters, Phillips, Pierce, Prill, Purdy, Rostad, Trout, Watkins. Total 21.

Absent and not voting: Babich, Blewett, Brenner, Dokken, Dwyer, Graybill, Haines (Missoula), Hawks, Loughran, MacDonald, Mackay, McCarthy, Mountain, Nixon, O'Connor, Reed, Rieder, Taylor, Westlake, Working. Total 20.

Excused: None.

Senate Bill No. 67 was concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Esp, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McElwain, Michels, Norby, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 62.

Noes: Andersen (Richland), Corcoran, Crist, Emmons, Foley, Freshman, Fulton, McBride, Page (Granite). Total 9.

Absent and not voting: Blewett, Brenner, Dokken, Dwyer, Haines (Missoula), Hawks, Loughran, MacDonald, Mackay, McCarthy, Mountain, Nixon, O'Connor, Reed, Rieder, Sales, Taylor, Westlake, Working. Total 19.

Excused: None.

Senate Bill No. 69 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Magnuson, McElwain, Michels, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby,

Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasurer), Wilson (Judith Basin), Mr. Speaker. Total 64.

Noes: Corcoran, Crist, Emmons, Freshman, McBride, McCarthy, Tripp. Total 7.

Absent and not voting: Babich, Brenner, Dokken, Dwyer, Haines (Missoula), Harpster, Hawks, Loughran, MacDonald, Mackay, Mountain, Nixon, O'Connor, Page (Missoula), Reed, Rieder, Taylor, Westlake, Working. Total 19.

Excused: None.

Senate Bill No. 109 failed to be concurred in by the following vote:

Ayes: Anders, Anderson (Cascade), Corcoran, Esp, Fulton, Gebhardt, Haines (Flathead), Hanford, Hauge, Higgins, Iten, Karlberg, Leuthold, Lockridge, McElwain, Norby, O'Connor, Omholt, Peters, Pierce, Prill, Purdy, Rostad, Sagunsky, Schiltz, Bradley, Scofield, Seifert, Skibby, Smith, Sykes, Wiedman, Wilson (Treasure), Mr. Speaker. Total 34.

Noes: Ammerman, Andersen (Richland), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Cowley, Crist, Emmons, Foley, Freshman, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Lien, Loble, Magnuson, McBride, McCarthy, Michels, Page (Granite), Parker, Sales, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Judith Basin). Total 38.

Absent and not voting: Babich, Brenner, Dokken, Dwyer, Haines (Missoula), Hawks, Loughran, MacDonald, Mackay, Mountain, Nixon, Page (Missoula), Phillips, Reed, Rieder, Taylor, Westlake, Working. Total 18.

Excused: None.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Substitute for Senate Bill No. 30, respectfully report as follows: That Senate Substitute for Senate Bill No. 30 be not concurred in.

O'CONNOR, Chairman.

It was moved by O'Connor, duly seconded, that the committee report be adopted. On substitute motion, it was moved by Anderson (Cascade), duly seconded, that Substitute Senate Bill No. 30 be placed on General Orders, which motion lost. Whereupon the report of the committee was adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 87, respectfully report as follows: That Senate Bill No. 87 be concurred in.

O'CONNOR, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Saturday, February 24, 1951, at 10:00 A.M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## FIFTY-FIFTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 24, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the chair. Invocation by the Chaplain.

On roll call, all members were present except the following who were excused: Crist and Gebhardt.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-fourth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 127, respectfully report as follows: That House Bill No. 127 do not pass.

TAYLOR, Chairman.

It was moved by Taylor, duly seconded, that the report of the Committee be adopted. As a substitute motion, it was moved by McBride, duly seconded, that House Bill No. 127 be printed and placed on General Orders, which motion lost by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Page (Granite), Parker, Reed, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin), Mr. Speaker. Total 31.

Noes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Dokken, Dwyer, Esp, Fulton, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Leuthold, Mackay, McElwain, Mountain, Nixon, Norby, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Watkins, Westlake, Wiedman, Wilson (Treasure), Working. Total 51.

Absent and not voting: Aronow, Barnard, Crist, Freshman, Gebhardt, Loughran, MacDonald, O'Connor. Total 8.

Excused: None.

Whereupon, the report of the committee was adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 128, respectfully report as follows: That House Bill No. 128 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 141, respectfully report as follows: That House Bill No. 141 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had



under consideration House Bill No. 344, respectfully report as follows:  
That House Bill No. 344 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 153, respectfully report as follows:  
That House Bill No. 153 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 298, respectfully report as follows:  
That House Bill No. 298 do not pass.

TAYLOR, Chairman.

It was moved by Taylor, duly seconded, that the report of the committee be adopted. As a substitute motion, it was moved by Loble, duly seconded, that House Bill No. 298 be printed and placed on General Orders, which motion was lost. Whereupon, the report of the committee was adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 197, respectfully report as follows:  
That House Bill No. 197 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 258, respectfully report as follows:  
That House Bill No. 258 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration Senate Bill No. 12, respectfully report as follows:  
That Senate Bill No. 12 be amended as follows:

Amend Section 2 by striking out in lines 38 to 42 inclusive, page 2, of the printed bill, the entire Subsection 2 (f), and inserting in lieu thereof the following Subsection 2 (F): this act shall not apply to dealing in securities based on oil operations; agreements of any kind respecting prospecting, drilling or operating land for oil or disposing of the oil and mining rights therein, whether on a royalty basis or otherwise; oil and gas leases; or to any scheme or plan for the division of, or speculation in, the profits to be derived from any oil operations.

Amend Section 9 by striking out in line 5 the words "has been" and in line 6 the words "for a period of one year next preceding the effective date of this act," and inserting in lieu thereof the word "is" in line 5 and the words "on February 28, 1951," in line 6.

Amend Section 12 by striking out lines one (1) through ten (10) inclusive, and inserting in lieu thereof the words "All fees charged and collected under this act shall be deposited in the general fund of the State of Montana. There is hereby appropriated out of any moneys not yet appropriated in the general fund, for the Real Estate Division of the Department of Agriculture the sum of One Thousand Dollars (\$1,000.00) to carry out the provisions of this act for the period beginning upon the effective date of this act and ending June 30, 1951. There is also hereby appropriated out of any moneys not yet appropriated in the general fund, for the Real Estate Division of the Department of Agriculture the sum of Twelve Thousand Dollars (\$12,000.00) to carry out the provisions of this act for the period from July 1, 1951 to June 30, 1953. Provided, however, that no greater sum than Five Thousand Dollars (\$5,000.00) annually shall be used by the commissioner for the purpose of carrying out the administrative

provisions of this act and the exercise of the powers granted herein; and no greater amount than One Thousand Dollars (\$1,000.00) annually shall be used for the promotion of the real estate profession, including payment of the compensation and expenses of the board members."

Amend Section 19 by adding thereto the words: "(b) It shall be unlawful for any real estate broker or salesman to practice law or give legal advice, or to act as a public conveyancer, or to give opinions concerning the validity of title to real estate, or in any way prevent or discourage any party to a real estate transaction from employing the services of a lawyer, or undertake to draw or prepare documents fixing and defining the legal rights of parties to a transaction, or to participate in or "split" any lawyer's fee; provided, however, nothing herein contained shall prevent a real estate broker using an earnest money contract for the protection of either party against unreasonable withdrawal from the transaction."

And as amended, be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 10, respectfully report as follows: That Senate Bill No. 10 be concurred in.

ATKINSON, Vice-Chairman.

Report adopted.

The Speaker signed the following in open session: Senate Bills Nos. 51, 106, 77, 116, 20, 81, 11, 63, and Senate Joint Memorials Nos. 6, 10 and 8.

#### MESSAGES FROM THE SENATE

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Substitute for House Bill No. 276 was this day read third time and concurred in, title and history agreed to, and the same is herewith transmitted to the House for concurrence.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report on Senate Amendments to House Bill No. 93.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended by the Committee of the Whole that further action be indefinitely postponed, report adopted, and the bills are herewith returned to the House:

House Bill No. 316 by Wiedman (by request).

House Bill No. 87 by Valach et al.

House Bill No. 196 by McElwain and Loble.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended by the Committee of the Whole that further action be indefinitely postponed, report adopted, and the bills are herewith returned to the House:

House Bill No. 175 by Ways and Means Committee.

House Bill No. 425 by Norby and Graybill.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by committee action, reports adopted, and the bills are herewith returned to the House:

House Bill No. 391 by Tripp and Cook.

House Bill No. 229 by Reed and Pierce.

House Bill No. 233 by Education Committee.

House Bill No. 294 by Rostad.

House Bill No. 183 by Sykes et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 390 by Pierce and Beck was this day recommended for non-concurrence by the Roads and Highways Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in as amended, title and history agreed to, and the bills are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 105 by Affairs of Cities Committee.

House Bill No. 354 by McElwain et al.

House Bill No. 145 by Sagunsky et al.

House Bill No. 51 by Brenner et al.  
House Bill No. 216 by Barnard and Blikken.  
House Bill No. 84 by Foley and Emmons.  
House Bill No. 160 by Anderson (Cascade).  
House Bill No. 195 by Omholt et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the bills are herewith returned to the House:

House Bill No. 231 by Haines (Missoula), et al.  
House Bill No. 250 by O'Connor et al.  
Sub. House Bill No. 261 by Judiciary.  
House Bill No. 281 by O'Connor.  
House Bill No. 337 by Pierce.  
House Bill No. 251 by Graybill.  
House Bill No. 369 by Lien et al.  
Sub. House Bill No. 143 by State Boards and Institutions Committee.  
House Bill No. 437 by Loble.  
House Bill No. 199 by Lien et al.  
House Bill No. 360 by Loble and McElwain.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 23, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the House amendments to Substitute Senate Bill No. 124.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by Babich, duly seconded, that Senate Bill No. 90 be taken from General Orders and referred to the Committee on Banking and Insurance. As a substitute motion, it was moved by Emmons, duly seconded, that Senate Bill No. 90 be taken from General Orders and referred to the Committee on Workmen's Compensation, which motion lost by the following vote:

Ayes: Ammerman, Andersen (Richland), Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Mackay, McBride, McElwain, Michels, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Wilson (Judith Basin). Total 33.

Noes: Anders, Anderson (Cascade), Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Dokken, Dwyer, Esp, Freshman, Fulton, Hanford, Hauge, Hawks, Iten, Leuthold, Loughran, McCarthy, Mountain, Norby, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 45.

Absent and not voting: Aronow, Crist, Gebhardt, Haines (Flathead), Haines (Missoula), Higgins, MacDonald, Magnuson, O'Connor, Reed, Sykes, Westlake. Total 12.

Excused: None.

Whereupon the original motion by Babich carried.

It was moved by McElwain, duly seconded and carried, that Substitute House Bill No. 361 be taken from General Orders and referred to the Committee on Appropriations.

### INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees, having been introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 460, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money for the operation and maintenance and for other purposes designated herein for the several units of the University of Montana, known as Montana State University, Montana State College, Experiment Station and sub-stations, Extension Service, Montana School of Mines, Western Montana College of Education at Dillon, Eastern Montana College of Education at Billings, and Northern Montana College at Havre, and for student fare refunds for the period beginning July 1, 1951 and ending June 30, 1953." Referred to Committee on Appropriations.

House Bill No. 461, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money to the Livestock Sanitary Board for the purpose of promoting and assisting in the vaccination of cattle against brucellosis (Bangs disease) and to assist in the establishment and maintenance of brucellosis (Bangs disease) control areas." Referred to Committee on Appropriations.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Seifert of Pondera in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That consideration of Senate Bill No. 39 be passed for the day.

That House Bill No. 389 do pass.

That House Bill No. 417 do pass.

That House Bill No. 458 do pass.

That Substitute Senate Bill No. 145 be concurred in.

That Senate Bill No. 104 be concurred in.



That consideration of Senate Bill No. 121 be passed for the day.

That Senate Bill No. 118 be concurred in.

That Senate Bill No. 130 be concurred in.

That Senate Bill No. 79 be concurred in.

That Senate Bill No. 92 be concurred in.

That Senate Bill No. 87 be concurred in.

That Senate Substitute for House Bill No. 276 be concurred in.

That Senate Amendments to House Bill No. 195 be concurred in.

That Senate Amendments to House Bill No. 216 be concurred in.

That Senate Amendments to House Bill No. 354 be not concurred in, but that a Conference Committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 160 be concurred in.

That Senate Amendments to House Bill No. 145 be concurred in.

That Senate Amendments to House Bill No. 105 be concurred in.

That Senate Amendments to House Bill No. 51 be concurred in.

That Senate Amendments to House Bill No. 84 be not concurred in, but that a Conference Committee be appointed from the House and a like committee be requested from the Senate.

That Senate Bill No. 10 be concurred in.

That Senate Bill No. 12 be concurred in.

That Senate Bill No. 80 be concurred in.

SEIFERT, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 93, 99, 116, 124, 186, 377 and 363.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 363 introduced by me and find the same to be correct.

HAINES (Missoula).

I have examined House Bill No. 116 introduced by me and find the same to be correct.

ITEN.

I have examined House Bill No. 124 introduced by me and find the same to be correct.

ITEN.

I have examined House Bill No. 99 introduced by me and find the same to be correct.

SMITH.

I have examined House Bill No. 377 introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 186 introduced by me and find the same to be correct.

HAWKS,

I have examined House Bill No. 93 introduced by me and find the same to be correct.

SYKES.

The Speaker appointed the following members on the conference committee to act with a like committee from the Senate on House Bill No. 354: Hauge of Sanders, Seifert of Pondera, and Rieder of Jefferson.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 93, 99, 116, 124, 186, 377, 363, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:39 o'clock, P. M., delivered to the Governor for his approval.

PRILL, Chairman.

The Speaker signed the following in open session: House Bills Nos. 363, 116, 124, 99, 377, 186 and 93.

The Speaker appointed the following members on the conference committee to act with a like committee from the Senate on House Bill No. 84: Corcoran of Golden Valley, Foley of Silver Bow, and Anderson of Cascade.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 418, respectfully report as follows: That House Bill No. 418 be amended as follows:

By striking out the words and figures "Four million three hundred thousand dollars (\$4,300,000.00)" in line 18, and inserting in lieu thereof the words and figures "Four million eight hundred thousand dollars (\$4,800,000.00)";

And be further amended by striking out the words and figures "Four million three hundred thousand dollars (\$4,300,000.00)" in line 25, and inserting in lieu thereof the words and figures "Four million eight hundred thousand dollars (\$4,800,000.00)";

And as so amended, do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration Senate Bill No. 123, respectfully report as follows: That Senate Bill No. 123 be not concurred in.

ESP, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration Senate Bill No. 135, respectfully report as follows: That Senate Bill No. 135 be not concurred in.

SKIBBY, Chairman.

Report adopted.

#### INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and

referred to committees, having been introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 462, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes as designated herein, for certain state departments, boards, bureaus, commissions and institutions, for the period beginning July 1, 1951, and ending June 30, 1953." Referred to Committee on Appropriations.

House Bill No. 463, introduced by Appropriations Committee. A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state institutions, for the period beginning July 1, 1951 and ending June 30, 1953." Referred to Committee on Appropriations.

House Bill No. 464, introduced by Appropriations Committee. A bill for an act entitled: "An act to create a revolving fund in the Department of Agriculture for the purpose of paying for supplies furnished and services rendered to state or federal agencies and others on a cooperative basis, where costs are reimbursable; providing that such fund shall not exceed the sum of three thousand dollars (\$3,000.00); and re-appropriating money from monies previously appropriated to establish such fund." Referred to Committee on Appropriations.

Speaker pro-tem Esp in the chair.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 118 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Cowley, Dokken, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Parker, Peters, Prill, Purdy, Sales, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 61.

Noes: None.

Absent and not voting: Barrett, Babich, Brenner, Brownfield, Dwyer, Emmons, Hawks, Higgins, Jensen, Lien, MacDonald, McElwain, Omholt, Page (Missoula), Phillips, Pierce, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Westlake, Wiedman, Working, Mr. Speaker. Total 27.

Excused: Crist, Gebhardt. Total 2.

Senate Bill No. 130 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Prill, Purdy, Rieder, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 60.

Noes: None.

Absent and not voting: Atkinson, Babich, Barrett, Brownfield, Dwyer, Haines (Flathead), Haines (Missoula), Hawks, Lien, MacDonald, McElwain, Nixon, Omholt, Page (Missoula), Phillips, Pierce, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Sykes, Westlake, Wiedman, Working, Mr. Speaker. Total 28.

Excused: Crist, Gebhardt. Total 2.

Senate Bill No. 79 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Prill, Purdy, Rieder, Skibby, Smith, Taylor, Trout, Valach, Van Dyke, Wilson (Treasure), Wilson (Judith Basin). Total 56.

Noes: Aronow, Magnuson, Tripp. Total 3.

Absent and not voting: Atkinson, Babich, Barrett, Brownfield, Dwyer, Haines (Flathead), Haines (Missoula), Hawks, Lien, MacDonald, McElwain, Nixon, Omholt, Page (Missoula), Phillips, Pierce, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Sykes, Watkins, Westlake, Wiedman, Working, Mr. Speaker. Total 29.

Excused: Crist, Gebhardt. Total 2.

Senate Bill No. 92 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Goodgame, Graybill, Haines (Flathead), Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Purdy, Rieder, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 58.

Noes: None.

Absent and not voting: Atkinson, Babich, Brownfield, Dwyer, Fulton, Haines (Missoula), Hanford, MacDonald, McElwain, Nixon, Omholt, Page (Missoula), Phillips, Pierce, Prill, Reed, Rostad, Sales, Schiltz, Scofield, Sykes, Westlake, Wiedman, Working. Total 24.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Bill No. 87 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Beck, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Purdy, Rieder, Scofield, Skibby, Smith, Sykes, Taylor, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 59.

Noes: Tripp. Total 1.

Absent and not voting: Anders, Aronow, Atkinson, Babich, Blewett, Brownfield, Dwyer, Haines (Missoula), MacDonald, McElwain, Nixon, Om-

holt, Page (Missoula), Phillips, Pierce, Prill, Reed, Rostad, Sales, Schiltz, Westlake, Working. Total 22.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Substitute for House Bill No. 276 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Beck, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Purdy, Rieder, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 62.

Noes: None.

Absent and not voting: Anders, Aronow, Atkinson, Babich, Blewett, Brownfield, Dwyer, Haines (Missoula), MacDonald, McElwain, Nixon, Omholt, Page (Missoula), Phillips, Pierce, Prill, Reed, Rostad, Westlake, Working. Total 20.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Amendments to House Bill No. 195 were concurred in by the following vote.

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Missoula), Hanford, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, McBride, McCarthy, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Rieder, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Working. Total 60.

Noes: None.

Absent and not voting: Anders, Aronow, Atkinson, Brownfield, Dwyer, Haines (Flathead), Harpster, MacDonald, Magnuson, McElwain, Michels, Nixon, Omholt, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Valach, Westlake, Wiedman, Total 22.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Amendments to House Bill No. 216 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Purdy, Rieder, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Wilson (Treasure), Wilson (Judith Basin), Working. Total 61.

Noes: None.



Absent and not voting: Anders, Aronow, Atkinson, Brownfield, Dwyer, Haines (Flathead), MacDonald, Magnuson, McElwain, Nixon, Omholt, Page (Missoula), Phillips, Pierce, Prill, Reed, Rostad, Valach, Watkins, Westlake, Wiedman. Total 21.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Amendments to House Bill No. 160 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Purdy, Rieder, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Wilson (Treasure), Wilson (Judith Basin). Total 61.

Noes: None.

Absent and not voting: Anders, Blewett, Brownfield, Fulton, Loble, MacDonald, McElwain, Nixon, Omholt, Page (Missoula), Phillips, Pierce, Prill, Reed, Rostad, Taylor, Valach, Watkins, Westlake, Wiedman, Working. Total 21.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Amendments to House Bill No. 145 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 61.

Noes: None.

Absent and not voting: Anders, Blikken, Brownfield, Fulton, Haines (Flathead), Hauge, Loble, Loughran, MacDonald, McElwain, Nixon, Omholt, Phillips, Pierce, Prill, Reed, Taylor, Valach, Westlake, Wiedman, Working. Total 21.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Amendments to House Bill No. 105 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Mountain, Norby, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield,

Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 61.

Noes: None.

Absent and not voting: Anders, Blikken, Brownfield, Fulton, Haines (Flathead), Hauge, Jensen, Loughran, MacDonald, Mackay, McElwain, Nixon, O'Connor, Omholt, Phillips, Prill, Reed, Taylor, Westlake, Wiedman, Working. Total 21.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Amendments to House Bill No. 51 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, Michels, Mountain, Nixon, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 63.

Noes: None.

Absent and not voting: Anders, Blikken, Brownfield, Fulton, Haines (Flathead), Hauge, Higgins, MacDonald, Mackay, McCarthy, McElwain, Norby, Omholt, Phillips, Prill, Reed, Taylor, Westlake, Working. Total 19.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Bill No. 10 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Bradley, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Parker, Peters, Pierce, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 62.

Noes: None.

Absent and not voting: Blikken, Brenner, Brownfield, Fulton, Haines (Missoula), Hauge, Higgins, MacDonald, Mackay, McCarthy, McElwain, Omholt, Page (Missoula), Phillips, Prill, Reed, Taylor, Westlake, Wiedman, Working. Total 20.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Bill No. 12 was concurred in by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Barnard, Beck, Blewett, Bradley, Clark, Cook, Corcoran, Dokken, Dwyer, Esp, Graybill, Haines (Flathead), Hess, Holtz, Loble, Loughran, Magnuson, Mountain, Norby, Parker, Peters, Pierce, Purdy, Rieder, Rostad, Sales, Schiltz, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman. Total 40.

Noes: Anders, Andersen (Richland), Atkinson, Babich, Brenner, Cow-

ley, Emmons, Foley, Freshman, Goodgame, Hanford, Harpster, Iten, Jensen, Karlberg, Leuthold, Lockridge, Mackay, McBride, Nixon, O'Connor, Page (Granite), Scofield, Wilson (Treasure), Wilson (Judith Basin). Total 25.

Absent and not voting: Blikken, Brownfield, Fulton, Haines (Missoula), Hauge, Higgins, MacDonald, McCarthy, McElwain, Michels, Omholt, Page (Missoula), Phillips, Prill, Reed, Westlake, Working. Total 17.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Bill No. 80 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 62.

Noes: None.

Absent and not voting: Aronow, Blikken, Brownfield, Cowley, Fulton, Haines (Missoula), Hauge, Higgins, MacDonald, McCarthy, McElwain, Nixon, Omholt, Phillips, Prill, Purdy, Reed, Westlake, Wiedman, Working. Total 20.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Substitute Senate Bill No. 145 was concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Hess, Holtz, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Page (Missoula), Parker, Peters, Pierce, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 58.

Noes: Andersen (Richland), Harpster, Iten, Page (Granite). Total 4.

Absent and not voting: Babich, Blikken, Brownfield, Cowley, Dwyer, Haines (Missoula), Hauge, Higgins, MacDonald, McElwain, Omholt, Phillips, Prill, Purdy, Reed, Sykes, Taylor, Westlake, Wiedman, Working. Total 20.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Senate Bill No. 104 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Brenner, Clark, Cook, Corcoran, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Rieder, Rostad, Sales, Schiltz, Scofield, Skibby, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin). Total 63.

Noes: Michels. Total 1.

Absent and not voting: Babich, Blikken, Bradley, Brownfield, Cowley, Haines (Missoula), Hauge, Loble, MacDonald, Omholt, Phillips, Prill, Purdy, Reed, Smith, Westlake, Wiedman, Working. Total 18.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 389, 417 and 458.

COWLEY, Vice-Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 389 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Bradley, Brenner, Clark, Cook, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Rostad, Sales, Schiltz, Scofield, Skibby, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 63.

Noes: None.

Absent and not voting: Babich, Blikken, Brownfield, Corcoran, Cowley, Hauge, Karlberg, MacDonald, McElwain, Norby, Omholt, Phillips, Prill, Purdy, Reed, Rieder, Smith, Westlake, Working. Total 19.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

House Bill No. 417 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Bradley, Brenner, Clark, Cook, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, O'Connor, Page (Granite), Parker, Peters, Pierce, Rostad, Sales, Schiltz, Scofield, Skibby, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Working. Total 61.

Noes: None.

Absent and not voting: Babich, Blikken, Brownfield, Corcoran, Cowley, Hauge, Karlberg, MacDonald, McElwain, Nixon, Norby, Omholt, Page (Missoula), Phillips, Prill, Purdy, Reed, Rieder, Smith, Westlake, Wiedman. Total 21.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

House Bill No. 458 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Bradley, Brownfield, Clark, Cook, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame,



Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Higgins, Holtz, Iten, Jensen, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, O'Connor, Peters, Pierce, Purdy, Rostad, Sales, Schiltz, Scofield, Skibby, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin). Total 58.

Noes: Page (Granite). Total 1.

Absent and not voting: Babich, Blikken, Brenner, Corcoran, Cowley, Hauge, Hess, Karlberg, MacDonald, McElwain, Nixon, Norby, Omholt, Page (Missoula), Parker, Phillips, Prill, Reed, Rieder, Smith, Taylor, Wiedman, Working. Total 23.

Excused: Barrett, Crist, Gebhardt, Hawks, Lien, Sagunsky, Seifert, Mr. Speaker. Total 8.

It was moved by O'Connor, duly seconded and carried, that the House adjourn until Monday, February 26, 1951, at 10:00 A. M.

ORY J. ARMSTRONG.  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## FIFTY-SEVENTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 26, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-fifth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration House Amendments to Senate Bill No. 13, respectfully report and recommend as follows:

That the House recede from its Committee of the Whole amendments to Senate Bill No. 13.

For the Senate:  
BUSCH, Chairman,  
EVANS,  
TIBBALS.

For the House:  
O'CONNOR,  
BABICH,  
PHILLIPS.

It was moved by O'Connor, duly seconded, that the Conference Com-



mittee report on House Amendments to Senate Bill No. 13 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Babich, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Anderson (Cascade), Aronow, Freshman, Haines (Missoula), Higgins, Omholt, Peters, Phillips, Sagunsky. Total 9.

Excused: None.

The following report was read:

February 24, 1951.

Mr. Speaker:

We, your Committee appointed for the purpose of investigating subversive and un-American activities in the State of Montana and to investigate the desirability or necessity of the appointment of an interim committee of the Montana State Legislature to investigate subversive and un-American activities in Montana, make the following report:

Because of the lack of time, and the occupation of the members of the committee in their ordinary duties, the committee feels that it did not have sufficient time to make thorough investigation into the situation. However, from the hearings had and the investigations made, your committee is convinced that in the state of Montana there are individuals and groups actively engaged in spreading communistic, subversive and un-American propaganda. The activities of these people and these organizations have infiltrated into local and state government and into the various educational institutions, at least to some degree.

From the committee's investigations, we are convinced that there is immediate need not only to investigate such activities but to examine the various laws of the state of Montana with an idea of securing passage of acts now before this legislature, and other necessary legislation, in order to properly control any persons or organizations found to be disseminating un-American communistic or subversive propaganda. We feel that in a great majority of cases, the public officials, the teaching profession, and various other industrial, labor, civic and fraternal organizations are patriotic and require no investigation or regulation.

Because of our findings, and because of the further fact that the records of certain federal investigating agencies are not open to inspection by law enforcing agencies of the state of Montana, and because of the further fact that there is no official board or organization within the state of Montana to properly handle these necessary investigations and, if need be, prosecutions, we respectfully recommend that such interim committee be appointed to continue the work of this committee and report back to the Thirty-third Legislative Assembly, and that such interim committee be authorized to cooperate with all state and federal investigating and enforcement officers.

We feel that such interim committee should be guided by certain definite rules of procedure, and we therefore recommend:

(1) That such interim committee be empowered to hold hearings, issue subpoenas to require the attendance of any person or persons to testify under oath;

(2) That such committee be authorized to incur such expenses as may be necessary to properly make their investigations, and that such expenses be paid out of the legislative appropriation of the Thirty-second Legislative Assembly, by warrant drawn by the State Auditor upon claim duly approved by a majority of the members of such committee;

(3) That in the conduct of the interim committee, in both public and private sessions, witnesses shall be permitted to have counsel when they so desire;

(4) That subcommittee reports shall not be made public until they are approved by a majority of the full committee;

(5) That executive sessions shall precede open sessions, for the purpose of determining whether witnesses are willing to answer direct and pertinent questions;

(6) Individuals who have been accused in open hearings shall receive, on request, an opportunity to testify openly before the committee. When they so request, they shall be served with subpoenas, which would permit the committee to defray their expenses in coming to testify;

(7) Witnesses shall receive the opportunity, in the discretion of the committee, to make a written or oral statement in their own behalfs when they have finished the usual questioning.

(8) That the committee take under advisement the feasibility and desirability of excluding certain types of information media (radio, television, newsreels, etc.) from open hearings.

(9) An accurate stenographic record of any public hearing or of any executive hearing that is made public should be made available to a witness or his counsel when requested.

(10) That all persons named in public hearings or in committee statements to the press, shall, upon their request, have the right to appear before the committee with the same rights as witnesses.

We further recommend that the members of such interim committee be paid the sum of Ten Dollars (\$10.00) per day and their necessary expenses incurred in the performance of their duties, to be audited and paid as other expenses of the committee.

Respectfully submitted,  
WIEDMAN, Chairman,  
GEBHARDT,  
SMITH,  
WESTLAKE,  
BARRETT.

It was moved by Graybill, duly seconded, that the report be amended as follows:

Mr. Speaker: I move to amend the report of the special committee on investigating subversive and un-American activities: by striking in paragraph (7) the words and phrase "in the discretion of the committee," and inserting in lieu thereof the words "if they have answered questions other than introductory or formal in nature," which motion lost.

It was moved by Graybill, duly seconded, that the report be further amended as follows:

Mr. Speaker: I move to amend the report of the special committee on investigating subversive and un-American activities: by striking the period (.) at the end of the first sentence in paragraph (6), inserting a comma (,) in lieu thereof, and adding the following words: "and of presenting evidence relating to the purposes of the inquiry, and of explaining and rebutting, by cross-examination of their accusers, all evidence concerning their activities, provided that the extent of cross-examination may be held within reasonable bounds by the committee.", which motion was lost by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Dwyer, Emmons, Foley, Freshman, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 41.

Noes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Iten, Leuthold, Mackay, McElwain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 47.

Absent and not voting: Higgins, Prill. Total 2.

Excused: None.

It was moved by Wiedman, duly seconded and carried, that the report be amended as follows:

Mr. Speaker: I move to amend the report of the un-American activities committee by adding a new section on page two, to be numbered section "6A" to read as follows: "6A Accused individuals, or their counsel should be permitted to ask a reasonable number of pertinent questions of their accusers by submitting these questions to the chairman and having the questions asked by the chairman or by committee counsel and presenting evidence pertinent to the inquiry."

It was moved by Graybill, duly seconded, that the report be amended as follows:

Mr. Speaker: I move to amend the report of the special committee on investigating subversive and un-American activities: by inserting after paragraph (10) an unnumbered paragraph as follows: "We further recommend that such interim committee investigate such activities as (1) suppression of freedom of the press by control of many newspapers of the state by a corporation or corporations not primarily engaged in the newspaper business; (2) corporation and organized group activity, other than that of Republican and Democratic state central and subordinate committees, to procure election to or defeat of members of the legislature in Montana; and (3) expenditures of funds by corporations, groups and individuals in seeking to influence or in influencing legislation during the Thirty-second Legislative Assembly; to determine if any of such activities in this paragraph listed are subversive or un-American.", which motion lost.

Whereupon, it was moved by Wiedman, duly seconded and carried, that the committee report be adopted as amended.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 143, 199, 231, 251, 261, 369, 250 and 437.

BROWNFIELD, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 107, 108, 148, 190, 195, 219, 223, 311, 445 and 448.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 143 introduced by me and find the same to be correct.

WILSON (Treasure).

I have examined House Bill No. 199 introduced by me and find the same to be correct.

LIEN.

I have examined House Bill No. 231 introduced by me and find the same to be correct.

HAINES (Missoula).

I have examined House Bill No. 251 introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 261 introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 369 introduced by me and find the same to be correct.

LIEN.

I have examined House Bill No. 250 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 437 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 107 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 108 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 148 introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 190 introduced by me and find the same to be correct.

HIGGINS.

I have examined House Bill No. 195 introduced by me and find the same to be correct.

OMHOLT.

I have examined House Bill No. 219 introduced by me and find the same to be correct.

PETERS.

I have examined House Bill No. 223 introduced by me and find the same to be correct.

PETERS.

I have examined House Bill No. 311 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 445 introduced by me and find the same to be correct.

PETERS.

I have examined House Bill No. 448 introduced by me and find the same to be correct.

TAYLOR.

The Speaker signed the following in open session: House Bills Nos. 143, 199, 231, 251, 261, 369, 250, 437, 107, 108, 148, 190, 195, 219, 223, 311, 445 and 448.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 11, respectfully report as follows: That House Bill No. 11 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 136, respectfully report as follows: That House Bill No. 136 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 135, respectfully report as follows: That House Bill No. 135 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 140, respectfully report as follows: That House Bill No. 140 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 436, respectfully report as follows: That House Bill No. 436 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 461, respectfully report as follows: That House Bill No. 461 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 463, respectfully report as follows: That House Bill No. 463 be amended as follows:

By striking out the words and figures "Five Thousand Dollars (\$5,000.00)" in line 16, page 6 of the original bill and inserting in lieu thereof the words and figures "Seven Thousand Dollars (\$7,000.00)" and as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had



under consideration House Bill No. 464, respectfully report as follows: That House Bill No. 464 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 137, respectfully report as follows: That Senate Bill No. 137 be amended as follows:

By striking out, in section 3 of the printed bill, on line 8, page 3 the word "boats" and inserting after the word "conveyance" in line 9 the words "excepting boats" and as so amended be concurred in.

BRADLEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration Senate Bill No. 90, respectfully report as follows: That Senate Bill No. 90 be amended as follows:

Amend the title, in line 4 thereof (on the printed bill) by striking the comma (,) and inserting a period (.) after the word "two," and by striking the remainder of the words in said title and inserting in lieu thereof the words: "Providing for the chairman of the Industrial Accident Board to report failures to conform with the provisions of the Workmen's Compensation act of Montana, by any company, companies or insurance organizations to the Insurance Commissioner of the State of Montana."

Amend Section 1 by striking out lines 15 through 25, of the printed bill, and by inserting in lieu thereof, the following: "Whenever, in the opinion of the chairman of the Industrial Accident Board, any company, companies, or insurance organizations, which are writing compensation insurance in Montana, are not conforming with the provisions of the Workmen's Compensation act of this state, he shall so inform the Commissioner of Insurance, who shall forthwith investigate said complaint, and shall take such steps as is by law provided."

And further amend Section 1 by striking out, in lines 13 and 14, of the printed bill, as amended, the words and figures: "Seven Hundred and Fifty Thousand Dollars (\$750,000.00)" and inserting in lieu thereof the words and figures: "Five Hundred Thousand Dollars (\$500,000.00)".

And as so amended be concurred in.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Substitute Senate Bill No. 125, respectfully report as follows: That Substitute Senate Bill No. 125 be amended as follows:

In Section 8, page 14, line 24 of the original bill by inserting after the word "one," the following words "and in the case of a county high school by a county levy" and as amended, recommend that same be concurred in.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Joint Resolution No. 3, respectfully report as follows: That Senate Joint Resolution No. 3 be not concurred in.

WORKING, Chairman.

Report adopted.

## MESSAGES FROM THE SENATE

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 303 by Ways and Means Committee.

House Bill No. 15 by Smith et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended that further action be indefinitely postponed by the committee of the whole, report adopted, and the bill is herewith returned to the House:

House Bill No. 394 by Ways and Means Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Substitute House Bill No. 414 was this day recommended for non-concurrence (by the Roads and Highways Committee) but that Senate Substitute for Substitute House Bill No. 414 do pass, report adopted, and Substitute House Bill No. 414 is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 92 was this day recommended for non-concurrence by the Taxation Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and not concurred in, and the bill is herewith returned to the House:

House Bill No. 247 by Reed et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 291 by Holtz and Harpster.  
House Bill No. 111 by Education Committee.  
House Bill No. 106 by Education Committee.  
House Bill No. 108 by Education Committee.  
House Bill No. 107 by Education Committee.  
House Bill No. 232 by Education Committee.  
House Bill No. 219 by Peters et al.  
House Bill No. 242 by Atkinson et al.  
House Bill No. 223 by Peters (by request).  
House Bill No. 448 by Appropriations Committee.  
House Bill No. 449 by Committee on Ways and Means.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 234 by Education Committee.  
House Bill No. 42 by Dokken et al.  
House Bill No. 39 by Dokken et al.  
House Bill No. 434 by Van Dyke et al.  
House Bill No. 446 by Page (Missoula) et al.  
House Bill No. 24 by Social Security Committee.  
House Bill No. 399 by Wiedman and Esp.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 182 by Graybill.  
House Bill No. 326 by Graybill.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the House Bill No. 280 by Esp and Scofield was this day recommended by the committee of the whole that the bill be not concurred in, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the bills are herewith returned to the House:

House Bill No. 311 by Ways and Means Committee.

House Bill No. 148 by Graybill and Norby.

House Bill No. 445 by Peters and Schiltz.

House Bill No. 190 by Higgins.

House Bill No. 161 by Foley and Sales.

House Bill No. 162 by Foley and Sales.

House Bill No. 400 by Wiedman and Esp.

House Joint Memorial No. 6 by Smith and McElwain.

House Joint Memorial No. 5 by Higgins.

House Joint Memorial No. 8 by Hauge et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to Substitute Senate Bill No. 114, House Amendments to Senate Bill No. 50 and House Amendments to Senate Bill No. 69.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion requests the House to return the following House Bills for further consideration:

House Bill No. 229 by Reed, Pierce.

House Bill No. 425 by Norby, Graybill.

House Bill No. 87 by Valach et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 24, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion requests the House to return House Bill No. 175 for further consideration.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion requests the House to suspend Joint Rule No. 22 for the purpose of introducing House Bill No. 417.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed the following Conference Committee to act with a like committee from the House to consider Senate Amendments to House Bill No. 84:

Sawtell, Chairman; Wallander, Ettien.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed the following Conference Committee to act with a like committee from the House to consider Senate Amendments to House Bill No. 354:

Lindquist, Chairman; Bovey, Kelly.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## MESSAGES FROM THE GOVERNOR

February 24, 1951.

Speaker of the House of Representatives,  
State Capitol,  
Helena, Montana.

Returned herewith is House Bill No. 297 entitled: "An act to amend Section 26-128 of the Revised Codes of Montana of 1947 relating to the posting and publication of orders, rules and regulations of the State Fish and Game Commission, making the printed publication thereof prima facie evidence of the passage thereof, and repealing all acts and parts of acts in conflict herewith." without my approval and objections thereto.

The present statutes seem to be adequate in safeguarding the rights of an accused but under this act such is not the case, in my opinion, because



a copy of a publication of the State Fish and Game Commission under the bill would become prima facie evidence without being duly and properly authenticated. This type of procedure would require the defendant in a criminal case to bear the burden of ascertaining whether or not the publication is in effect.

This bill, in my opinion, would require the defendant to prove his innocence rather than requiring the State to prove his guilt, beyond a reasonable doubt, as set forth by our Constitution and Laws.

JOHN W. BONNER,  
Governor.

The Governor's veto of House Bill No. 297 was sustained by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Corcoran, Dwyer, Emmons, Foley, Freshman, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Lockridge, Loughran, McBride, Michels, Mountain, Nixon, Page (Granite), Parker, Schiltz, Taylor, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 39.

Noes: Anders, Atkinson, Blewett, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Higgins, Iten, Leuthold, Mackay, Magnuson, McElwain, Norby, O'Connor, Page (Missoula), Peters, Phillips, Pierce, Purdy, Reed, Rostad, Sagunsky, Sales, Seofield, Seifert, Skibby, Smith, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 41.

Absent and not voting: Babich, Hauge, Hawks, Loble, MacDonald, McCarthy, Omholt, Prill, Rieder, Sykes. Total 10.

Excused: None.

## MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried, that the Senate return Substitute Senate Bill No. 37 to the House for further consideration.

It was moved by Taylor, duly seconded and carried, that the House reconsider its action in adopting an adverse committee report on House Bill No. 298.

It was moved by Taylor, duly seconded, that the House reconsider its action in adopting an adverse committee report on House Bill No. 197. As a substitute motion, it was moved by Emmons, duly seconded and carried, that further action on House Bill No. 197 be indefinitely postponed.

The following resolution was read and adopted:

### HOUSE RESOLUTION NO. 2

Introduced by Michels and Lien

A resolution of the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, to the Honorable Harry S. Truman, President of the United States, the Honorable James E. Murray, and the Honorable Zales N. Ecton, United States senators from Montana, and the Honorable Mike Mansfield and the Honorable Wesley A. D'Ewart, representatives from Montana, the Honorable Oscar Chapman, Secretary of the Interior, and the Honorable Michael Straus, Commissioner of Reclamation, requesting that funds heretofore appropriated be unfrozen or released so that construction may be commenced without further delay on the diversion dam to be located on the Missouri river about fifteen miles below the Fort Peck dam in the State of Montana.

WHEREAS, the Bureau of Reclamation has completed the engineering

details for the construction of a diversion dam on the Missouri river in Montana, said dam to be located approximately fifteen miles below Fort Peck dam; and

WHEREAS, the Congress of the United States has appropriated money for the construction of the diversion dam and has given contract authorization to the Bureau of Reclamation for the construction of said diversion dam; and

WHEREAS, the said diversion dam when completed will be utilized for the production of electrical power and the irrigation of thousands of acres of semi-arid land in northeastern Montana and would greatly increase the supply of food and fiber from this area, thereby helping in the national defense effort; and

WHEREAS, the Honorable Harry S. Truman, President of the United States, by executive order has halted the expenditure of funds on such projects as said diversion dam on which actual construction had not been commenced at the time of said executive order;

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Thirty-second Montana Legislature, that we respectfully request the Honorable Harry S. Truman, President of the United States and the Honorable Oscar Chapman, Secretary of the Interior to promulgate such orders as may be necessary to release such funds so that construction of the diversion dam may begin without further delay.

BE IT FURTHER RESOLVED, that copies of this Resolution, signed by the Speaker of the House of Representatives, and authenticated by the Chief Clerk, be transmitted to the Honorable Harry S. Truman, President of the United States, the Honorable James E. Murray, and the Honorable Zales N. Ecton, United States Senators from Montana, the Honorable Mike Mansfield and the Honorable Wesley A. D'Ewart, Representatives from Montana, the Honorable Oscar Chapman, Secretary of the Interior and the Honorable Michael Straus, Commissioner of Reclamation.

It was moved by McElwain, duly seconded and carried, by the unanimous vote of the House, that the House concur in suspending Joint Rule No. 22 for the purpose of introducing House Bill No. 417 in the Senate.

It was moved by McElwain, duly seconded and carried, that the House return to the Senate House Bills Nos. 229, 425, 87 and 175 in accordance with their request.

It was moved by McElwain, duly seconded and carried, that House Bill No. 298 be re-referred to the Committee on Appropriations.

The Speaker signed the following in open session: Senate Bills Nos. 98, 67, 89, 75, 54, 50, 97, 10, 80, 87, 104, 79, 69 and Substitute Senate Bills Nos. 65, 124 and 114.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 463, beg leave to report that the same has this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

#### AFTERNOON SESSION

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee on Enrollment, to whom was re-

ferred House Bills Nos. 448, 445, 311, 223, 219, 195, 190, 148, 108, 107, 437, 250, 369, 251, 231, 199 and Substitute House Bills Nos. 261 and 143, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 1:29 o'clock P. M., delivered to the Governor for his approval.

BROWNFIELD, Vice-Chairman.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 120, respectfully report as follows: That Senate Bill No. 120 be amended as follows:

By deleting the words "on an" in line 33 of Section 1 of the printed bill and all of lines 34 and 35 and inserting in lieu thereof the words "with the regular board only on matter pertaining to the bonding of the high school district and voting a levy on the same."

And as amended, recommend that same be concurred in.

WORKING, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 44, respectfully report as follows: That Senate Bill No. 44 be amended as follows:

Amend Section 1, on page 1, lines 21, 22 and 23 of the original type-written bill (being lines 12 and 13 of the printed bill) by striking the following words: "of the sale must be not more than the tenth day from the day of the last publication of notice, and the sale must not be made before that day," and inserting, in lieu thereof, the following words: "fixed for sale must be within ten (10) days from the day of the last publication of notice, and the sale must not be made before the day so fixed,"

And that, as so amended, Senate Bill No. 44 be concurred in.

WIEDMAN, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by Peters, duly seconded, that the House reconsider its action taken this morning in indefinitely postponing further action on House Bill No. 197.

As a substitute motion, it was moved by Emmons, duly seconded, that the motion by Peters be laid on the table, which motion lost by the following vote:

Ayes: Ammerman, Babich, Blikken, Clark, Cook, Corcoran, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Hanford, Hawks, Karlberg, Leuthold, Loughran, McBride, Mountain, Nixon, Norby, Page (Granite), Page (Missoula), Peters, Phillips, Purdy, Reed, Rieder, Sales, Scofield, Taylor, Wilson (Treasure), Wilson (Judith Basin). Total 35.

Noes: Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Bradley, Cowley, Dokken, Graybill, Holtz, Iten, Jensen, Lien, Loble, Lockridge, Magnuson, McElwain, Michels, O'Connor, Omholt, Parker, Pierce, Prill, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Mr. Speaker. Total 37.

Absent and not voting: Anders, Barnard, Brenner, Brownfield, Crist, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Higgins,

MacDonald, Mackay, McCarthy, Rostad, Sagunsky, Westlake, Working.  
Total 18.

Excused: None.

Whereupon the original motion by Peters carried.

It was moved by Loble, duly seconded and carried, that the House reconsider its action taken February 24, 1951, in adopting an adverse committee report on House Bill No. 197.

It was moved by McElwain, duly seconded and carried, that House Bill No. 197 be re-referred to the Committee on Appropriations.

### INTRODUCTION OF BILLS

The following bill was introduced without previous notice by the unanimous consent of the House, read first and second times at length, and referred to the Committee on Appropriations.

House Bill No. 465, introduced by Committee on Appropriations. A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state departments, boards, bureaus, commissions and institutions, for the period beginning July 1, 1951 and ending June 30, 1953."

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Fulton of Fallon in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That consideration of Senate Bill No. 39 be passed for the day.

That consideration of Senate Bill No. 121 be passed for the day.

That Senate Amendments to House Bill No. 39 be concurred in.

That Senate Amendments to House Bill No. 42 be concurred in.

That Senate Amendments to House Bill No. 234 be concurred in.

That Senate Amendments to House Bill No. 399 be concurred in.

That Senate Amendments to House Bill No. 434 be concurred in.

That Senate Amendments to House Bill No. 446 be concurred in.

That Senate Bill No. 137 be concurred in.

That Senate Bill No. 90 be concurred in.

That Substitute Senate Bill No. 125 be concurred in.

That House Bill No. 463 do pass.

That Senate Bill No. 120 be concurred in.

That Senate Bill No. 44 be concurred in.

That Senate Amendments to House Bill No. 24 be concurred in.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred



House Bills Nos. 461 and 464, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 39 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 71.

Noes: Jensen. Total 1.

Absent and not voting: Aronow, Brownfield, Haines (Flathead), Hawks, Loble, MacDonald, Nixon, O'Connor, Phillips, Prill, Reed, Rieder, Sagunsky, Sales, Taylor, Valach, Westlake, Working. Total 18.

Excused: None.

Senate Amendments to House Bill No. 42 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Purdy, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Mr. Speaker. Total 69.

Noes: Cook, Jensen, Wilson (Judith Basin). Total 3.

Absent and not voting: Aronow, Brownfield, Haines (Flathead), Hawks, Loble, MacDonald, Nixon, O'Connor, Phillips, Pierce, Prill, Reed, Rieder, Sagunsky, Sales, Taylor, Westlake, Working. Total 18.

Excused: None.

Senate Amendments to House Bill No. 234 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Atkinson, Blewett, Blikken, Brenner, Clark, Crist, Dokken, Esp, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Leuthold, Lockridge, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Rostad, Schiltz, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Mr. Speaker. Total 51.



Noes: Aronow, Babich, Barrett, Bradley, Cook, Corcoran, Cowley, Dwyer, Emmons, Foley, Freshman, Fulton, Higgins, Karlberg, Lien, Loughran, McBride, Scofield, Wilson (Judith Basin). Total 19.

Absent and not voting: Anders, Barnard, Beck, Brownfield, Haines (Flathead), Hawks, Loble, MacDonald, Nixon, O'Connor, Phillips, Prill, Reed, Rieder, Sagunsky, Sales, Taylor, Westlake, Wiedman, Working. Total 20.

Excused: None.

Senate Amendments to House Bill No. 399 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, McBride, McCarthy, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Anders, Aronow, Barnard, Brownfield, Gebhardt, Haines (Flathead), Hauge, Hawks, Higgins, Loble, MacDonald, Mackay, Magnuson, McElwain, Nixon, O'Connor, Phillips, Prill, Reed, Sagunsky, Sales, Taylor, Westlake, Wiedman, Working. Total 25.

Excused: None.

Senate Amendments to House Bill No. 434 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Purdy, Rieder, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Anders, Barnard, Brownfield, Cowley, Graybill, Hanford, Hawks, Higgins, Loble, MacDonald, Nixon, Norby, O'Connor, Phillips, Prill, Reed, Rostad, Sagunsky, Sales, Schiltz, Taylor, Westlake, Working. Total 23.

Excused: None.

Senate Amendments to House Bill No. 446 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Missoula), Parker, Peters, Purdy, Reed, Rieder, Rostad, Schiltz,

Scotfield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: Aronow, Page (Granite), Valach. Total 3.

Absent and not voting: Anders, Barnard, Brownfield, Haines (Flathead), Hawks, Higgins, Loble, MacDonald, Magnuson, Nixon, Norby, O'Connor, Phillips, Pierce, Prill, Sagunsky, Sales, Taylor, Westlake, Working. Total 20.

Excused: None.

Senate Bill No. 137 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Jensen, Leuthold, Lien, Lockridge, Mackay, McBride, McElwain, Michels, Norby, Omholt, Page (Granite), Parker, Purdy, Reed, Rieder, Rostad, Schiltz, Scotfield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 59.

Noes: Babich, Cook, Dwyer, Esp, Loughran, McCarthy, Mountain, Peters, Skibby. Total 9.

Absent and not voting: Anders, Aronow, Brownfield, Foley, Haines (Flathead), Haines (Missoula), Higgins, Hawks, Loble, MacDonald, Magnuson, Nixon, O'Connor, Page (Missoula), Phillips, Pierce, Prill, Sagunsky, Sales, Taylor, Westlake, Working. Total 22.

Excused: None.

Senate Bill No. 90 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Parker, Peters, Pierce, Purdy, Reed, Rieder, Schiltz, Scotfield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 68.

Noes: Crist and Valach. Total 2.

Absent and not voting: Anders, Brownfield, Dwyer, Haines (Flathead), Haines (Missoula), Hawks, Higgins, Loble, MacDonald, Nixon, O'Connor, Page (Missoula), Phillips, Prill, Rostad, Sagunsky, Sales, Taylor, Westlake, Working. Total 20.

Excused: None.

Substitute Senate Bill No. 125 was concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, Mountain, Norby, Omholt, Page (Granite), Parker, Peters, Purdy, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scotfield,

Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Judith Basin), Mr. Speaker, Wilson (Treasure). Total 66.

Noes: None.

Absent and not voting: Anderson (Cascade), Babich, Brenner, Brownfield, Dwyer, Haines (Flathead), Hawks, Higgins, Loble, MacDonald, Mackay, McElwain, Michels, Nixon, O'Connor, Page (Missoula), Phillips, Pierce, Prill, Sales, Taylor, Watkins, Westlake, Working. Total 24.

Excused: None.

Senate Bill No. 120 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Holtz, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Omholt, Page (Granite), Parker, Peters, Phillips, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Anders, Mr. Speaker. Total 64.

Noes: None.

Absent and not voting: Babich, Barnard, Brenner, Brownfield, Dwyer, Haines (Flathead), Haines (Missoula), Hawks, Higgins, Iten, Loble, MacDonald, Mackay, Mountain, Nixon, Norby, O'Connor, Page (Missoula), Pierce, Prill, Purdy, Sykes, Taylor, Westlake, Wilson (Judith Basin), Working. Total 26.

Excused: None.

Senate Bill No. 44 was concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, McBride, McCarthy, McElwain, Michels, Page (Granite), Parker, Peters, Phillips, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Anders, Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Babich, Barnard, Brenner, Brownfield, Haines (Flathead), Hawks, Higgins, MacDonald, Mackay, Magnuson, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Pierce, Prill, Purdy, Sagunsky, Sales, Taylor, Westlake, Working. Total 24.

Excused: None.

Senate Amendments to House Bill No. 24 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, Omholt, Page (Granite), Parker, Peters, Pierce, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield,

Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Babich, Bradley, Brenner, Brownfield, Haines (Flathead), Haines (Missoula), Hawks, Higgins, MacDonald, Mackay, McElwain, Nixon, Norby, O'Connor, Page (Missoula), Phillips, Prill, Sagsunsky, Sales, Sykes, Taylor, Westlake, Working. Total 23.

Excused: None.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration Senate Amendments to House Bill No. 84, respectfully report as follows: That the Senate withdraws Senate amendment and agrees to conference committee amendment as follows:

On line 14 of the printed bill, starting with the word "any" strike all of lines 14, 15 and 16.

For the Senate:

SAWTELL, Chairman,  
WALLANDER,  
ETTIEN.

For the House:

FOLEY,  
ANDERSON (Cascade),  
CORCORAN.

It was moved by Corcoran, duly seconded, that the conference committee report on House Bill No. 84 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Foley, Fulton, Goodgame, Graybill, Hanford, Harpster, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Parker, Peters, Pierce, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 66.

Noes: Freshman. Total 1.

Absent and not voting: Babich, Brenner, Brownfield, Cook, Esp, Gehhardt, Haines (Flathead), Haines (Missoula), Hauge, Hawks, Hess, Higgins, MacDonald, Mackay, Nixon, O'Connor, Page (Missoula), Phillips, Prill, Sagsunsky, Taylor, Westlake, Working. Total 23.

Excused: None.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 456, respectfully report as follows: That House Bill No. 456 be amended as follows:

On page 1, line 23 of the original bill by striking out the words and figures "sixty-six thousand seven hundred fifty dollars (\$66,750.00)" and

inserting in lieu thereof the words and figures "Forty-one thousand seven hundred fifty dollars (\$41,750.00)."

And as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 457, respectfully report as follows: That House Bill No. 457 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 298, respectfully report as follows: That House Bill No. 298 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 330, respectfully report as follows: That House Bill No. 330 be amended as follows:

By striking out the figures \$26,100.00 in lines 9 and 11, page 4 of the original bill, and inserting in lieu thereof the words and figures "Ten Thousand Dollars (\$10,000.00)",

And as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Substitute House Bill No. 361, respectfully report as follows: That Substitute House Bill No. 361 be amended as follows:

By striking out the words and figures "five thousand dollars (\$5,000.00)" in line 25, page 3 of the original bill, and inserting in lieu thereof the words and figures "Twenty-five Thousand Dollars (\$25,000.00)",

And as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 392, respectfully report as follows: That House Bill No. 392 be amended as follows:

By striking out the words and figures "thirty-two thousand six hundred dollars (\$32,600.00)" in lines 17, 18, 19 and 20, page 8 of the original bill, and inserting in lieu thereof the words and figures "Fifteen Thousand Dollars (\$15,000.00)",

And as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 91, respectfully report as follows: That Senate Bill No. 91 be not concurred in.

TAYLOR, Chairman.

Report adopted.

#### MESSAGES FROM THE SENATE

February 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 217 was this day recommended for non-concurrence by the



Business Administration Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the bills are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 282 by Dokken.

House Bill No. 241 by Loble et al.

House Bill No. 270 by Esp and Scofield.

House Bill No. 238 by Lien et al.

House Bill No. 132 by Committee on Highways and Highway Transportation.

Substitute House Bill No. 44 by Committee on Privileges and Elections.

House Bill No. 163 by Foley and Sales.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Senate Bill No. 12 and request the House to appoint a conference committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following conference committee for the Senate: Larson, Chairman; Padbury, Parriott.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Senate Bill No. 130 and request the House to appoint a conference committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following conference committee for the Senate: Toman, Chairman; Kelly, Brown.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 25, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

the Senate this day refused to concur in the House Amendments to Substitute Senate Bill No. 145 and request the House to appoint a conference committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following conference committee for the Senate: Lehrkind, Chairman; Nutter, Evans.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 137 by Page (Missoula).

House Bill No. 211 by Prill and Bradley.

House Bill No. 299 by Ways and Means Committee.

House Bill No. 4 by Loble et al.

House Bill No. 332 by Rieder et al.

House Bill No. 154 by Haines (Flathead) et al.

House Bill No. 296 by Norby et al.

House Bill No. 206 by Nixon.

House Bill No. 255 by Esp et al.

House Bill No. 333 by Esp et al.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 298, 418, 456, 457 and 459, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

The Speaker appointed the following members on the conference committee to act with a like committee from the Senate on House Amendments to Senate Bill No. 130: Sales of Gallatin, Bradley of Prairie and Foley of Silver Bow.

The Speaker appointed the following members on the conference committee to act with a like committee from the Senate on House Amendments to Senate Bill No. 12: Norby of Cascade, Leuthold of Stillwater and Aronow of Toole.

The Speaker appointed the following members on the conference committee to act with a like committee from the Senate on House Amendments to Senate Bill No. 145: Gebhardt of Yellowstone, Fulton of Fallon and Ammerman of Park.

#### MOTIONS AND RESOLUTIONS

It was moved by Trout, duly seconded, that the House reconsider its action of Saturday in adopting an adverse committee report on House Bill No. 153, which motion lost.

It was moved by McElwain, duly seconded and carried, that House Bill No. 418 be taken from General Orders and re-referred to the Committee on Appropriations.

### INTRODUCTION OF BILLS

The following bill was introduced without previous notice by the unanimous consent of the House, read first and second times at length, and referred to the Committee on Appropriations:

House Bill No. 466, introduced by Appropriations Committee: A bill for an act entitled: "An act to create the Charles M. Russell Memorial Commission; defining its duties and powers; providing for appointment of the members thereof by the governor; appropriating the sum of one thousand dollars (\$1,000.00) for necessary expenses of the commission; and pledging the good faith of the State of Montana to appropriate by action of the Thirty-third Legislative Assembly of the State of Montana, the sum of sixty-two thousand five hundred dollars (\$62,500.00) for the purchase by the State of Montana of all the original works of Charles M. Russell in 'The Mint Collection,' and any other original works of that artist, on condition the further sum of sixty-two thousand five hundred dollars (\$62,500.00) is raised by public subscription; and repealing all acts and parts of acts in conflict herewith."

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Fulton of Fallon in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 461 do pass.

That House Bill No. 464 do pass.

That Substitute House Bill No. 361 do pass.

That House Bill No. 298 do pass.

That House Bill No. 456 do pass.

That House Bill No. 457 do pass.

That House Bill No. 459 be amended in section 3 by striking out line 24 of said Section 3 on page 7 and that as so amended do pass.

FULTON, Chairman.

Report adopted.

### MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded and carried, that House Bills Nos. 461, 464, 361, 298, 456, 457 and 459 be considered correctly engrossed.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 459 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Cook, Cowley, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hess, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Aronow, Brenner, Clark, Corcoran, Crist, Esp, Haines (Flathead), Haines (Missoula), Hauge, Hawks, Higgins, Holtz, MacDonald, Mackay, Nixon, Norby, Phillips, Reed, Rieder, Rostad, Sagunsky, Sales, Taylor, Van Dyke, Working. Total 25.

Excused: None.

House Bill No. 461 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Iten, Jensen, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Purdy, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 56.

Noes: Andersen (Richland). Total 1.

Absent and not voting: Aronow, Barnard, Brownfield, Crist, Dwyer, Esp, Haines (Flathead), Haines (Missoula), Hawks, Hess, Higgins, Holtz, Karlberg, Loble, MacDonald, Mackay, McElwain, Nixon, Norby, Phillips, Pierce, Reed, Rieder, Rostad, Sales, Sagunsky, Taylor, Van Dyke, Watkins, Westlake, Wiedman, Working, Brenner. Total 33.

Excused: None.

House Bill No. 464 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Hauge, Holtz, Iten, Jensen, Leuthold, Lockridge, Loughran, Magnuson, McBride, McCarthy, Michels, Mountain, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 58.

Noes: None.

Absent and not voting: Aronow, Babich, Barnard, Brenner, Crist, Dwyer, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Karlberg, Lien, Loble, MacDonald, Mackay, McElwain, Nixon, Norby, Phillips, Reed, Rieder, Rostad, Sagunsky, Sales, Van Dyke, Westlake, Wiedman, Working. Total 32.

Excused: None.

Substitute House Bill No. 361 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blikken, Bradley, Clark, Cook, Corcoran, Cowley,

Dokken, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hauge, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Magnuson, McBride, McCarthy, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Schiltz, Scofield, Seifert, Hanford, Skibby, Smith, Sykes, Tripp, Trout, Valach, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 56.

Noes: None.

Absent and not voting: Aronow, Babich, Barnard, Blewett, Brenner, Brownfield, Crist, Dwyer, Esp, Haines (Flathead), Haines (Missoula), Harpster, Hawks, Hess, Higgins, Loble, MacDonald, Mackay, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Phillips, Reed, Rieder, Rostad, Sagunsky, Sales, Taylor, Van Dyke, Westlake, Working. Total 34.

Excused: None.

House Bill No. 298 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Freshman, Gebhardt, Goodgame, Graybill, Hanford, Hauge, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 56.

Noes: None.

Absent and not voting: Aronow, Babich, Barnard, Blewett, Blikken, Brenner, Crist, Dwyer, Esp, Foley, Fulton, Haines (Flathead), Haines (Missoula), Harpster, Hawks, Hess, Higgins, MacDonald, Mackay, McCarthy, Mountain, Nixon, Norby, O'Connor, Phillips, Reed, Rieder, Rostad, Sagunsky, Sales, Taylor, Watkins, Westlake, Working. Total 34.

Excused: None.

House Bill No. 456 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Aronow, Babich, Barnard, Brenner, Crist, Dwyer, Haines (Flathead), Haines (Missoula), Hawks, Hess, Higgins, MacDonald, Mackay, Nixon, Norby, O'Connor, Phillips, Rieder, Rostad, Sagunsky, Taylor, Westlake, Working. Total 23.

Excused: None.

House Bill No. 457 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Hanford, Hauge, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Michels, Magnuson, Mc-



Bride, McElwain, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 64.

Noes: Wiedman. Total 1.

Absent and not voting: Aronow, Barnard, Brenner, Crist, Dwyer, Graybill, Haines (Flathead), Haines (Missoula), Harpster, Hawks, Hess, Higgins, MacDonald, Mackay, McCarthy, Nixon, Norby, O'Connor, Phillips, Rieder, Rostad, Sagunsky, Taylor, Westlake, Working. Total 25.

Excused: None.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 462, respectfully report as follows: That House Bill No. 462 be amended as follows:

Page 4, line 19, by inserting the words "For salaries and expenses" and a comma, before the words "Three Hundred Fifty Dollars";

Page 4, lines 11 and 12, by striking out the words and figures "Two Hundred Fifty Thousand Six Hundred Forty-five Dollars (\$250,645.00)" and inserting in lieu thereof the words and figures "Two Hundred Sixty-five Thousand One Hundred Forty-five Dollars (\$265,145.00)";

Page 8, line 30, by inserting the words "For salaries and expenses" and a comma, before the words "Three Hundred Fifty Dollars";

And as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 465, respectfully report as follows: That House Bill No. 465 be amended as follows:

By striking out in line 28, page 6 of the original bill the words and figures "Eighty Dollars (\$80.00)" and inserting in lieu thereof the words and figures "One Hundred Seventy-five Dollars (\$175.00)";

By striking out in line 12, page 17 of the original bill the words and figures "Eighty Dollars (\$80.00)" and inserting in lieu thereof the words and figures "One Hundred Seventy-five Dollars";

By striking out all of lines 11 and 12, page 19 of the original bill;

And as amended do pass.

TAYLOR, Chairman.

Report adopted.

## INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees, having been introduced without previous notice by the unanimous consent of the House and having been read at length:

House Bill No. 467, introduced by Committee on Appropriations. A bill for an act entitled: "An act to appropriate money for the purpose of paying expenses, as designated herein, for the State Treasurer, Commissioner of State Lands and Investments, Attorney General, State Purchasing Agent, State Park Commission, Board of Examiners and Montana Highway Patrol, for the remainder of the current fiscal year ending June 30, 1951, it having been determined that the appropriations made therefor by the Thirty-first Legislative Assembly were insufficient." Referred to Committee on Appropriations.

House Bill No. 468, introduced by Committee on Appropriations. A bill for an act entitled: "An act to appropriate money for State Department of Public Welfare of the State of Montana for public assistance, for administrative costs in the state department and in the county departments of public welfare and for all other expenditures coming under the state department of public welfare which they may lawfully incur, for the period beginning July 1, 1951 and terminating with June 30, 1953." Referred to Committee on Appropriations.

House Bill No. 469, introduced by Committee on Appropriations. A bill for an act entitled: "An act to appropriate money from the general fund for the purpose of repayment of a state inheritance tax refund due in the matter of the estate of John O. Stillwell, probated in the district court of the 8th Judicial District of the State of Montana in and for the County of Chouteau." Referred to Committee on Appropriations.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 462 and 465, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 460, respectfully report as follows: That House Bill No. 460 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 418, respectfully report as follows: That House Bill No. 418 be amended as follows:

By striking out the words and figures "Four Million Eight Hundred Thousand Dollars (\$4,800,000.00)" in line 18, and inserting in lieu thereof the words and figures "Four Million Seven Hundred Thirty Thousand Dollars (\$4,730,000.00)";

By striking out the words and figures "Four Million Eight Hundred Thousand Dollars (\$4,800,000.00)" in line 25, and inserting in lieu thereof the words and figures "Four Million Seven Hundred Thirty Thousand Dollars (\$4,730,000.00)";

And as so amended do pass.

TAYLOR, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Tuesday, February 27, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

---

#### FIFTY-EIGHTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 27, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Mr. Speaker in the chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-seventh Legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 463.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 460, beg leave to report that the same has this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 51, 106, 105, 111, 145, 160, 162, 216, 232, 242, 281, 291, 400, 449, 161, 337, 360, Senate Substitute for House Bill No. 276, and House Joint Memorials Nos. 5, 6 and 8.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 400 introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 111 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 162 introduced by me and find the same to be correct.

FOLEY.

I have examined House Bill No. 291 introduced by me and find the same to be correct.

HOLTZ.

I have examined Senate Substitute House Bill No. 276 introduced by me and find the same to be correct.

BRADLEY.

I have examined House Bill No. 281 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 449 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 161 introduced by me and find the same to be correct.

FOLEY.

I have examined House Bill No. 337 introduced by me and find the same to be correct.

PRILL.

I have examined House Bill No. 360 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 51 introduced by me and find the same to be correct.

BRENNER.

I have examined House Bill No. 242 introduced by me and find the same to be correct.

ATKINSON.

I have examined House Bill No. 160 introduced by me and find the same to be correct.

ANDERSON (Cascade).

I have examined House Bill No. 216 introduced by me and find the same to be correct.

BARNARD.

I have examined House Bill No. 106 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 232 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 145 introduced by me and find the same to be correct.

SAGUNSKY.

I have examined House Bill No. 105 introduced by me and find the same to be correct.

NORBY.

I have examined House Joint Memorial No. 8 introduced by me and find the same to be correct.

HAUGE.

I have examined House Joint Memorial No. 5 introduced by me and find the same to be correct.

HIGGINS.

I have examined House Joint Memorial No. 6 introduced by me and find the same to be correct.

McELWAIN.

The Speaker signed the following in open session: House Bills Nos. 400, 111, 162, 291, Senate Substitute to House Bill No. 276, House Bills Nos. 281, 449, 161, 337, 360, 51, 242, 160, 216, 106, 232, 145, 105, House Joint Memorial No. 8, House Joint Memorial No. 5, and House Joint Memorial No. 6.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 467, respectfully report as follows: That House Bill No. 467 do pass.

TAYLOR, Chairman.

Report Adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 468, respectfully report as follows: That House Bill No. 468 be amended as follows:

By striking out in lines 7 and 8, page 3 of the original bill the words and figures "Two Hundred Twenty-three Thousand Five Hundred Forty-four Dollars (\$223,544.00)" and inserting in lieu thereof the words and

figures "Two Hundred Twenty-seven Thousand Two Hundred Fifty-eight Dollars (\$227,258.00)";

And as amended, do pass.

TAYLOR, Chairman.

Report Adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 469, respectfully report as follows: That House Bill No. 469 do pass.

TAYLOR, Chairman.

Report adopted.

### MESSAGES FROM THE SENATE

February 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in as amended, title and history agreed to, and the bills are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 167 by Omholt and Wiedman.

House Bill No. 435 by Brenner by request.

House Bill No. 278 by Working et al.

House Bill No. 289 by Reed et al.

House Bill No. 173 by Appropriations Committee.

House Bill No. 139 by Loble et al.

Senate Substitute for Substitute House Bill No. 414 by Roads and Highways Committee.

House Bill No. 314 by Wiedman by request.

House Bill No. 273 by Brenner et al.

House Bill No. 409 by Corcoran and Hawks.

House Bill No. 87 by Valach et al.

House Joint Memorial No. 2 by Page (Missoula).

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 175 was this day read third time and concurred in as amended, title and history agreed to, and the bill is herewith returned to the House for concurrence in Senate amendments.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 26, 1951.

Mr. Speaker:

On motion of Senator Mahoney, the request of the House of this day for



the return of Substitute Senate Bill No. 37 was granted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and not concurred in, and the bills are herewith returned to the House:

House Bill No. 181 by Wiedman.

House Bill No. 388 by Rostad.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

It was moved by MacDonald, duly seconded, that the House reconsider action taken on February 23, 1951 in Committee of the Whole on Substitute Senate Bill No. 37, which motion lost.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Brownfield of Carter in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That consideration of Senate Bill No. 39 be indefinitely postponed.

That Senate Bill No. 121 be concurred in.

That Senate Amendments to Substitute House Bill No. 44 be concurred in.

That Senate Amendments to House Bill No. 132 be concurred in.

That Senate Amendments to House Bill No. 163 be concurred in.

That Senate Amendments to House Bill No. 238 be concurred in.

That Senate Amendments to House Bill No. 241 be concurred in.

That Senate Amendments to House Bill No. 270 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 282 be concurred in.

That Senate Amendments to House Bill No. 4 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 137 be concurred in.

That Senate Amendments to House Bill No. 154 be concurred in.

That Senate Amendments to Substitute House Bill No. 414 be not con-

curred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

Report adopted.

BROWNFIELD, Chairman.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Joint Memorials Nos. 6, 8, 5, and House Bills Nos. 360, 51, 242, 160, 216, 106, 232, 145, 105, 400, 111, 162, 291, 276, 281, 449, 161 and 337 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:40 o'clock A. M., delivered to the Governor for his approval.

PRILL, Chairman.

### MESSAGES FROM THE GOVERNOR

February 26, 1951.

Speaker of the House,  
House of Representatives,  
Helena, Montana.

I have this day approved House Bill No. 150.

This bill appears to lodge in the Board of Education, matters which, before its enactment, were lodged in the Board of Examiners, such as current expenses, and in auditing, paying and reporting bills for salaries or other expenses. As you know, the Board of Examiners meets frequently, while the Board of Education meets quarterly. With the new power invested in the Board of Education, as heretofore set forth, it may well be necessary for the Board of Education to meet monthly in order to expeditiously take care of matters affecting our university system, and to avoid confusion by a delay of such matters.

In order to take care of this exigency, an additional appropriation must be made by this Legislature in addition to any contemplated appropriation the Legislature may have in mind to cover the expenses for quarterly meetings of the board.

In making this additional appropriation, I recommend at least three times the appropriation which you contemplate for the meetings of the board, so that the board may meet monthly, if necessary.

I agree fully with the intent of the bill, since I believe that matters effecting our educational system should be lodged in the Board of Education. For this reason, I am approving the bill and for the further reason I believe the Board of Education should meet more often in order to adequately perform its duties, in spite of additional expense.

JOHN W. BONNER,  
Governor.

February 26, 1951.

Speaker of the House,  
House of Representatives,  
Helena, Montana.

Returned herewith is House Bill No. 75 entitled:

"An act to amend Chapter 88 of the Session Laws of the Thirty-first Legislative Assembly, 1949, directing the State Board of Examiners to issue University of Montana building bonds of the State of Montana under the provisions of Chapter 249 of the Thirtieth Legislative Assembly, 1947, which law was submitted to the vote of the electors of the state at the general election held in the State of Montana on November 2, 1948, and received a majority of the votes cast for and against it at said election;

and which law provided that moneys derived from the sale of said bonds should be used for the purpose of construction and equipping of necessary buildings, other permanent improvements, acquisition of necessary grounds therefor, in and about the University of Montana, consisting of the six units thereof now existing: namely, Montana State University at Missoula, Montana State College at Bozeman, Montana School of Mines at Butte, Montana State Normal College at Dillon, Eastern Montana State Normal School at Billings, and the Northern Montana College at Havre; provided for the serial issuance of said bonds, and limited the use of the funds for the purposes set forth, and validated such use, and providing for the allocation of the proceeds of said bonds to the several institutions therein named," without my approval, and objections thereto.

The State Board of Examiners allocated the sum of \$5,000,000 to the various units of our university system in accordance with House Bill No. 75. The allocation made by the Board of Examiners coincides with the allocation made by the Board of Education.

Let it be distinctly understood that I am not in any manner attempting to decide the merit of the contentions made by the various parties in the present litigation concerning the allocations.

Since the Board of Examiners has now made the allocation in line with the Board of Education and in line with House Bill 75, any question concerning jurisdiction of either becomes moot, and the way appears to be cleared for termination of all litigation now pending, or litigation which might have arisen on this point.

Matters relative to powers of the Board of Education as to the planning and determination of needs for the buildings, as contained in House Bill No. 75 are amply covered in House Bill No. 150, which I have this day approved.

JOHN W. BONNER,  
Governor.

Upon the demand of fifteen members, a call of the House was taken with the following results: All members were present except the following, who were absent: Blikken, MacDonald and Nixon.

It was moved by McElwain, duly seconded and carried, that the call of the House be dispensed with, progress having been shown.

It was moved by O'Connor, duly seconded, that House Bill No. 75 become a law notwithstanding the Governor's veto, which motion carried by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loughran, Mackay, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 61.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Barrett, Beck, Clark, Cook, Foley, Graybill, Hess, Holtz, Jensen, Loble, Lockridge, MacDonald, Magnuson, McBride, McCarthy, Michels, Nixon, Page (Granite), Parker, Rieder, Trout, Valach, Wilson (Judith Basin). Total 28.

Absent and not voting: Blikken. Total 1.

It was moved by McElwain, duly seconded and carried, that the House recess until 1:30 P. M.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the chair.

The Speaker appointed the following members on the Conference Committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 270: Esp of Sweet Grass, Scofield of Powder River, and Beck of McCone.

The Speaker appointed the following members on the Conference Committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 4: Brenner of Beaverhead, Omholt of Teton and Valach of Fergus.

The Speaker appointed the following members on the Conference Committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 414: Pierce of Yellowstone, Sagunsky of Madison and Barrett of Liberty.

## THIRD READING OF SENATE BILLS

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 121 failed to be concurred in by the following vote:

Ayes: Anderson (Cascade), Barnard, Brenner, Clark, Cook, Crist, Haines (Missoula), McElwain, Nixon, Prill, Sagunsky, Taylor, Tripp, Westlake, Wilson (Treasure). Total 14.

Noes: Ammerman, Anders, Andersen (Richland), Babich, Barrett, Beck, Blewett, Bradley, Corcoran, Cowley, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, Mackay, Magnuson, McBride, Michels, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Purdy, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Wiedman, Working, Mr. Speaker. Total 54.

Absent and not voting: Aronow, Atkinson, Blikken, Brownfield, Dokken, Dwyer, Emmons, Freshman, Harpster, Hawks, Higgins, Lien, Loble, MacDonald, McCarthy, Mountain, Norby, Peters, Reed, Sales, Wilson (Judith Basin). Total 22.

Excused: None.

Senate Amendments to Substitute House Bill No. 44 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Barrett, Beck, Blewett, Clark, Cook, Corcoran, Crist, Dwyer, Emmons, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Lockridge, Loughran, Magnuson, McBride, McElwain, Michels, Nixon, Norby, Omholt, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Rieder, Sales, Schiltz, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Working. Total 53.

Noes: Anders, Bradley, Brenner, Cowley, Esp, Fulton, Hanford, Leuthold, Mackay, O'Connor, Page (Granite), Phillips, Rostad, Scofield, Seifert, Skibby, Taylor, Watkins, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 21.

Absent and not voting: Aronow, Atkinson, Blikken, Brownfield, Dok-



ken, Freshman, Harpster, Hawks, Higgins, Lien, Loble, MacDonald, McCarthy, Mountain, Reed, Sagunsky. Total 16.

Excused: None.

Senate Amendments to House Bill No. 132 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Barrett, Beck, Blewett, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, Mackay, Magnuson, McBride, McElwain, Michels, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Aronow, Atkinson, Blikken, Brownfield, Dokken, Freshman, Harpster, Hauge, Hawks, Higgins, Lien, Loble, MacDonald, McCarthy, Mountain, Sagunsky, Sykes, Taylor, Working. Total 19.

Excused: None.

Senate Amendments to House Bill No. 163 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Foley, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, MacDonald, Magnuson, McBride, McElwain, Michels, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 64.

Noes: Haines (Flathead), Mackay, Omholt, Phillips, Skibby. Total 5.

Absent and not voting: Aronow, Atkinson, Esp, Freshman, Haines (Missoula), Harpster, Hauge, Hawks, Higgins, Lien, Loble, McCarthy, Mountain, Nixon, Norby, O'Connor, Sagunsky, Sales, Taylor, Watkins, Working. Total 21.

Excused: None.

Speaker pro-tem Esp in the chair.

Senate Amendments to House Bill No. 238 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, MacDonald, Mackay, McBride, McElwain, Michels, Mountain, Nixon, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working. Total 70.

Noes: Corcoran, Omholt. Total 2.



Absent and not voting: Aronow, Atkinson, Brenner, Dokken, Dwyer, Harpster, Hauge, Hawks, Higgins, Lien, Loble, Magnuson, McCarthy, Norby, O'Connor, Parker, Wiedman, Mr. Speaker. Total 18.

Excused: None.

Senate Amendments to House Bill No. 241 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hess, Higgins, Holtz, Jensen, Karlberg, Leuthold, Lockridge, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Wilson (Treasure), Wilson (Judith Basin), Working. Total 68.

Noes: Omholt. Total 1.

Absent and not voting: Aronow, Atkinson, Brenner, Dokken, Dwyer, Harpster, Hauge, Hawks, Iten, Lien, Loble, Loughran, McCarthy, Norby, O'Connor, Rieder, Sales, Watkins, Westlake, Wiedman, Mr. Speaker. Total 21.

Excused: None.

Senate Amendments to House Bill No. 282 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, MacDonald, Mackay, McBride, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working. Total 70.

Noes: None.

Absent and not voting: Aronow, Atkinson, Barnard, Barrett, Brenner, Dokken, Dwyer, Haines (Flathead), Harpster, Hauge, Hawks, Lien, Loble, Magnuson, McCarthy, McElwain, Norby, Peters, Wiedman, Mr. Speaker. Total 20.

Excused: None.

Senate Amendments to House Bill No. 137 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Babich, Barnard, Barrett, Blewett, Blikken, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Sykes, Lockridge, MacDonald, Mackay, Magnuson, McBride, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working. Total 74.

Noes: None.

Absent and not voting: Anderson (Cascade), Aronow, Atkinson, Beck, Bradley, Dwyer, Harpster, Hawks, Loughran, McCarthy, McElwain, Parker, Sagunsky, Sales, Wiedman, Mr. Speaker. Total 16.

Excused: None.

Senate Amendments to House Bill No. 154 were concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working. Total 79.

Noes: None.

Absent and not voting: Andersen (Richland), Atkinson, Dwyer, Haines (Flathead), Harpster, McCarthy, Mountain, Pierce, Sagunsky, Wiedman, Mr. Speaker. Total 11.

Excused: None.

House Bill No. 463 having been read three several times and having been read at length, was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Trout, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Atkinson, Hess, McCarthy, Pierce. Total 4.

Excused: None.

## REPORTS OF SELECT COMMITTEES

The following was read and adopted:

### HOUSE MEMORIAL — IN MEMORIAM

"But we who remain shall grow old,  
We shall know the cold of cheerless  
Winter and the rain of Autumn and the sting  
Of poverty, of love despised and of disgraces,  
And mirrors showing stained and aging faces,  
And the long ranges of comfortless years  
And the long gamut of human fears—  
But for you—it shall be forever Spring."

—Ford Maddox Ford.

Preparing a memorial to the members of previous legislative assemblies who have been called by their Creator to their Eternal Spring is a task too difficult for fitting accomplishment. What we so humbly and reverently tender is with the sincerest and deepest respect to those who have gone before us, but with the fear that justice to them and to those near and dear to our former colleagues has not been done.

"So live, that when thy summons come to join  
The innumerable caravan, which moves  
To that mysterious realm, where each shall take  
His chamber in the silent halls of death,  
Thou go not, like the quarry-slave at night,  
Scourged to his dungeon, but, sustained and soothed,  
By an unfaltering trust, approach thy grave,  
Like one who wraps the drapery of his couch  
About him, and lies down to pleasant dreams."

—William Cullen Bryant.

A short study of the life of each colleague is more than sufficient to discover anew the great virtue, the full love of fellow man that each maintained along the path of life. Without regard to personal gain or interest, with honesty and fidelity, each of our beloved colleagues served his State and fellow man.

"Heaven is not reached at a single bound;  
But we build the ladder by which we rise  
From the lowly earth to the vaulted skies,  
And we mount to its summit round by round."

—Josiah Gilbert Holland.

It is with deepest appreciation that we honor our colleagues for their serious efforts in bettering mankind, and as a result of their efforts, we hereby humbly thank each for his contribution to the development and building of our great State.

"Yet in the maddening maze of things,  
And tossed by storm and flood,  
To one fixed state my spirit clings;  
I know that God is good.  
And so beside the silent sea  
I wait the muffled oar;  
No harm from Him can come to me  
On ocean or on shore.  
I know not where His islands lift  
Their rounded palms in air;  
I only know I cannot drift  
Beyond His love and care."

—John Greenleaf Whittier.

WHEREAS the inevitable end of man has come to certain members of former sessions of the Montana Legislature, and

WHEREAS the members of the House of Representatives of the 32nd Legislative Assembly of the State of Montana mourn the passing of these distinguished citizens of our state,

NOW, THEREFORE, BE IT RESOLVED, by the members of the House of Representatives of this 32nd Legislative Assembly, that by means of this Resolution, we signify our regret of their passing and extend to their bereaved families our sincere sympathy and condolences;

AND, BE IT FURTHER RESOLVED, that suitable Memorials be forwarded to the widows, or families, of the deceased members and that this Memorial be spread upon the Journal of this House.

## JOHN W. ACHER

John W. Acher served in the House during the 23rd, 24th, 25th and 26th sessions of the Montana Legislative Assembly as a representative from Blaine county. He was born in Napoleon, Indiana, on August 31, 1868, and came to Montana in 1893. He was a rancher by profession, was a Democrat and a member of the Lutheran church. He died in Havre, Montana, on January 9, 1951. He was one of the first county commissioners in Blaine county, shortly after the county's formation. Mr. Acher is survived by his wife, Marie Barnes Acher, and a son, Arthur, of Helena, Montana.

## WALTER T. BALLARD

Walter T. Ballard was born in Phillipsburg, Montana. He was an abstracter by profession. Mr. Ballard was married to Maude Kelsey. He represented Silver Bow county during the 20th, 21st, 27th, 28th, 29th, 30th and 31st Montana Legislative Assemblies. He was a member of the Democratic party and was a member of the Masons and Elks. Mr. Ballard died on June 8, 1950, at Los Angeles, California, and is survived by his wife and one son.

## HARRY R. CULBERTSON

Harry R. Culbertson was born on August 16, 1917, at Fort Benton, Montana, and was a member of the Democratic party. He served in the 31st Legislative Assembly as a representative from Chouteau county. He was a plasterer by profession. He married Sybil Olson. Mr. Culbertson died at Fort Benton on September 12, 1950. He was a member of the Episcopal church and is survived by his wife and four children.

## ROBERT J. DUNN

Robert J. Dunn served in the House during the 17th, 20th, 21st, 22nd, 26th, 28th and 29th sessions of the Montana Legislative Assembly as a representative from Gallatin county. Mr. Dunn was born at Bellvue, Iowa, on May 21, 1876 and came to Montana with his parents in 1879. Mr. Dunn, by profession, was a hotel operator in Bozeman, Montana. He died in Helena, Montana, on January 12, 1951. He was a member of the Republican party and a member of the Masons and Elks. He belonged to the Presbyterian church. Mr. Dunn is survived by his widow and a stepdaughter.

## PHIL GREENAN

Phil Greenan was a Democratic representative from Cascade county in the 29th session of the Montana Legislative Assembly. He was born November 17, 1902 at Anaconda, Montana. He was a lawyer by profession, a member of the Roman Catholic church and a member of the Knights of Columbus and Sons and Daughters of Montana Pioneers. Mr. Greenan was county attorney for two terms in Cascade county. He died September 22, 1950, and is survived by his widow, Ada Collins Greenan, and three children, Jim, Jerry and Colleen and his mother, Mrs. Phil Greenan, Sr., of Helena, Montana. His immediate survivors reside in Great Falls, Montana.

## RAYMOND M. HAGESTAD

Raymond M. Hagestad was born at Eau Clair, Wisconsin, on January 25, 1889, and came to Montana February 14, 1912. He served in the 21st and 22nd Legislative sessions as a representative from McCone county. He was a member of the Republican party and a member of the Lutheran church. Mr. Hagestad died on May 16, 1950. He was a farmer and stockman by occupation. Mr. Hagestad is survived by his widow and two sons and two daughters.



## EARL HARRISON HALL

Earl H. Hall was born at Emigrant, Montana, on July 7, 1889. He served as a representative from Park county during the 28th, 29th, 30th and 31st Legislative sessions. He was a member of the Democratic party, a member of the Christian church and a member of the Masons, Eagles and Elks. Mr. Hall was a merchant at Gardiner, Montana. He died on April 13, 1950, and is survived by two sons, E. Harold Hall and John W. Hall.

## CARL HOLJE

Carl Holje was born August 29, 1888, in Houston County, Minnesota. He came to Montana on April 10, 1918, where he engaged in farming operations and was a merchant. He was a representative from Sheridan county during the 28th Legislative session. Mr. Holje was a Republican and a member of the Lutheran church. He died October 21, 1950, and is survived by his wife, Sarah Holje, of Reserve and three sons, Earl and Chester of Plentywood and Helmer of Bozeman, Montana.

## JOHN HOWARD

John Howard served in the House during the 29th and 30th sessions of the Montana Legislative Assembly as a representative from Garfield county. Mr. Howard was born November 27, 1893, at LaGrange, New York. He came to Montana in 1914. He was a member of the Republican party and a member of the Presbyterian church. Mr. Howard died on July 20, 1950, and is survived by two brothers, Willard A. and Harry L. of Ronan, Montana. Mr. Howard's occupation was that of stockman and farmer.

## WILLIAM O. HUTCHINSON

William O. Hutchinson served in the sixth session of the Montana Legislative Assembly as a representative from Lewis and Clark county. He was born in Macon County, Missouri, on March 17, 1861. He came to Montana in 1883. He was a teacher and rancher and was a member of the Democratic party. He died April 1, 1949, at Great Falls, Montana. He was a member of the First Christian church and a charter member of the Odd Fellows lodge of East Helena. Mr. Hutchinson is survived by his daughters, Mrs. A. R. Sanders of Wilsall, Montana, and Mrs. Leo C. Graybill of Great Falls, Montana, and a son, Jesse D. of Great Falls.

## WALTER H. SALES

Walter H. Sales served during the 8th, 9th and 14th legislative sessions as a representative from Gallatin county. He was born August 2, 1865, at Merrill, Wisconsin. He was a farmer and rancher by occupation, a member of the Republican party, and a member of the Knights of Pythias and Elks. Mr. Sales died in Bozeman, Montana, on March 13, 1949, and is survived by his son, Walter L. Sales, who is a member of the 32nd Legislative session, serving as a representative from Gallatin county.

## SAMUEL H. TRELOAR

Samuel H. Treloar was born in Cornwall, England, on July 28, 1866, and came to Montana in 1887. Mr. Treloar was noted as one of Montana's leading musicians. He was a representative from Silver Bow county during the 16th and 17th legislative sessions. Mr. Treloar died February 7, 1951, in Glendale, California. He was a member of the Republican party and a member of the Elks. Mr. Treloar is survived by his daughter, Ruby Treloar.



## GEORGE R. WALDROP

George R. Waldrop served during the 25th, 26th and 27th Legislative sessions as a representative from Petroleum county. Mr. Waldrop was born at Mill Springs, North Carolina, on April 15, 1893, and came to Montana in 1917. He was a merchant, and a member of the Democratic party. He was also a member of the Methodist church and of the Elks. In 1917 Mr. Waldrop was married to Grace G. Marshall. Mr. Waldrop died on April 6, 1949, and is survived by his widow and two daughters, Hazel Jean and Grace Marie.

## ALVA E. WESTLAKE

Alva E. Westlake served during the 20th session of the Montana Legislative Assembly. He was born on August 25, 1871, and came to Montana February 2, 1910. Mr. Westlake was a farmer and dairyman. He was a member of the Democratic party and served as a representative from Gallatin county. Mr. Westlake died November 23, 1949. He was a member of the Christian church and of the Odd Fellows and Modern Woodmen of America. Mr. Westlake is survived by his widow and five children, one of whom, Lovitt I. Westlake, is a member of the 32nd legislative session as a representative from Gallatin county.

Committee members:

ROBERT C. SYKES,  
BESS R. REED,  
ALEX BLEWETT,  
M. J. BECK,  
CEDOR B. ARONOW.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of general orders under the rules of the previous sitting.

Brownfield of Carter in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 462 do pass.

That House Bill No. 465 do pass.

That House Bill No. 418 do pass.

That House Bill No. 460 do pass.

That Senate Amendments to House Bill No. 206 be concurred in.

That Senate Amendments to House Bill No. 211 be concurred in.

That Senate Amendments to House Bill No. 255 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 296 be concurred in.

That Senate Amendments to House Bill No. 299 be concurred in.

That Senate Amendments to House Bill No. 332 be concurred in.

That Senate Amendments to House Bill No. 333 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 87 be concurred in.

That Senate Amendments to House Bill No. 139 be concurred in.

That Senate Amendments to House Bill No. 167 be concurred in.

That Senate Amendments to House Bill No. 173 be concurred in.

That Senate Amendments to House Bill No. 175 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 273 be concurred in.

That Senate Amendments to House Bill No. 278 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 314 be concurred in.

That Senate Amendments to House Bill No. 409 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 435 be concurred in.

That Senate Amendments to House Bill No. 289 be not concurred in, but that a conference committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Joint Memorial No. 2 be concurred in.

BROWNFIELD, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the following bills be considered correctly engrossed: House Bills Nos. 418, 460, 462 and 465.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 392, 467 and 469, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

### THIRD READING OF HOUSE BILLS

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 418 was passed by the following vote:

Ayes: Ammerman, Anderson (Cascade), Aronow, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Anders, Andersen (Richland), Atkinson, Bar-

rett, Cook, Corcoran, Freshman, Fulton, Hawks, Higgins, Loughran, McCarthy, Nixon, Sagunsky, Schiltz, Taylor. Total 16.

Excused: None.

House Bill No. 460 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Atkinson, Barnard, Freshman, Higgins, McElwain, Page (Missoula), Sagunsky, Schiltz, Skibby, Taylor. Total 10.

Excused: None.

House Bill No. 462 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Barrett, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Andersen (Richland), Atkinson, Barnard, Beck, Clark, Hess, Higgins, Nixon, Norby, O'Connor, Sagunsky, Schiltz, Skibby, Taylor. Total 14.

Excused: None.

House Bill No. 465 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 77.

Noes: None.

Absent and not voting: Atkinson, Barnard, Clark, Haines (Missoula),

Harpster, Higgins, Holtz, Nixon, O'Connor, Sagunsky, Schiltz, Working, Mr. Speaker. Total 13.

Excused: None.

### THIRD READING OF SENATE BILLS

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 314 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barrett, Beck, Blikken, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: Blewett, Brenner, Iten. Total 3.

Absent and not voting: Aronow, Atkinson, Barnard, Bradley, Clark, Haines (Missoula), Higgins, Holtz, Nixon, O'Connor, Sagunsky, Schiltz. Total 12.

Excused: None.

Senate Amendments to House Bill No. 273 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barrett, Beck, Blewett, Blikken, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 73.

Noes: Brenner, Loble, Mackay, Scofield. Total 4.

Absent and not voting: Aronow, Atkinson, Barnard, Bradley, Clark, Emmons, Haines (Missoula), Higgins, Nixon, Sagunsky, Schiltz, Valach, Mr. Speaker. Total 13.

Excused: None.

Senate Amendments to House Bill No. 173 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Harpster, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Missoula), Parker, Peters, Phillips, Pierce,

Prill, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 71.

Noes: Page (Granite). Total 1.

Absent and not voting: Aronow, Atkinson, Barnard, Bradley, Clark, Dwyer, Emmons, Haines (Missoula), Hanford, Hauge, Higgins, Nixon, Purdy, Sagunsky, Schiltz, Valach, Van Dyke, Mr. Speaker. Total 18.

Excused: None.

Senate Amendments to House Bill No. 167 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barrett, Beck, Blewett, Blikken, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working. Total 68.

Noes: Omholt, Wiedman. Total 2.

Absent and not voting: Aronow, Atkinson, Barnard, Bradley, Brenner, Dwyer, Clark, Emmons, Haines (Missoula), Hess, Higgins, Loble, MacDonald, Magnuson, Nixon, Purdy, Sagunsky, Schiltz, Valach, Mr. Speaker. Total 20.

Excused: None.

Senate Amendments to House Bill No. 139 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, McBride, McCarthy, McElwain, Michels, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Aronow, Atkinson, Babich, Bradley, Clark, Emmons, Haines (Flathead), Haines (Missoula), Higgins, MacDonald, Magnuson, Mountain, Nixon, Norby, Phillips, Sagunsky, Schiltz, Sykes, Valach, Watkins. Total 20.

Excused: None.

Senate Amendments to House Bill No. 87 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blewett, Blikken, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, O'Connor, Omholt, Page (Granite), Page (Missoula),



Parker, Peters, Pierce, Prill, Purdy, Sales, Seifert, Skibby, Sykes, Taylor, Tripp, Trout, Van Dyke, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 62.

Noes: Brownfield, Phillips, Rostad, Scofield, Smith, Wiedman. Total 6.

Absent and not voting: Aronow, Atkinson, Babich, Bradley, Brenner, Clark, Emmons, Haines (Flathead), Haines (Missoula), Higgins, Jensen, Loughran, MacDonald, Mountain, Nixon, Norby, Reed, Rieder, Sagunsky, Schiltz, Valach, Watkins. Total 22.

Excused: None.

Senate Amendments to House Bill No. 332 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blewett, Blikken, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Iten, Jensen, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Aronow, Atkinson, Babich, Bradley, Brenner, Clark, Emmons, Haines (Flathead), Haines (Missoula), Higgins, Holtz, Karlberg, Lien, MacDonald, Mackay, Mountain, Page (Missoula), Phillips, Reed, Rieder, Schiltz, Valach, Watkins. Total 23.

Excused: None.

Senate Amendments to House Bill No. 299 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Aronow, Atkinson, Babich, Bradley, Clark, Dokken, Emmons, Haines (Flathead), Haines (Missoula), Higgins, Karlberg, Lien, MacDonald, Mackay, Mountain, Nixon, Phillips, Reed, Rieder, Schiltz, Valach, Watkins. Total 22.

Excused: None.

Senate Amendments to House Bill No. 296 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Page

(Granite), Page (Missoula), Parker, Peters, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 69.

Noes: None.

Absent and not voting: Aronow, Atkinson, Babich, Clark, Bradley, Emmons, Haines (Flathead), Haines (Missoula), Higgins, Holtz, Lien, MacDonald, Mackay, O'Connor, Omholt, Phillips, Pierce, Schiltz, Valach, Watkins, Mr. Speaker. Total 21.

Excused: None.

Senate Amendments to House Bill No. 211 were concurred in by the following vote:

Ayes: Anders, Andersen (Richland), Babich, Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 66.

Noes: Ammerman, Anderson (Cascade), Corcoran, Michels, Omholt, Page (Granite), Trout, Van Dyke. Total 8.

Absent and not voting: Aronow, Atkinson, Bradley, Clark, Cook, Emmons, Haines (Flathead), Haines (Missoula), Higgins, MacDonald, Mackay, Phillips, Schiltz, Valach, Watkins, Mr. Speaker. Total 16.

Excused: None.

Senate Amendments to House Bill No. 206 were concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Magnuson, McBride, McCarthy, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 71.

Noes: None.

Absent and not voting: Andersen (Richland), Atkinson, Bradley, Clark, Emmons, Haines (Flathead), Haines (Missoula), Hess, Higgins, MacDonald, Mackay, Michels, Phillips, Schiltz, Taylor, Valach, Van Dyke, Watkins, Mr. Speaker. Total 19.

Excused: None.

Senate Amendments to House Bill No. 435 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barnard, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge,

Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Norby, O'Connor, Page (Granite), Page (Missoula), Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: Omholt. Total 1.

Absent and not voting: Atkinson, Barrett, Bradley, Clark, Emmons, Haines (Flathead), Haines (Missoula), Higgins, Mountain, Nixon, Parker, Phillips, Schiltz, Valach, Van Dyke, Watkins. Total 16.

Excused: None.

Senate Amendments to House Joint Memorial No. 2 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Babich, Barrett, Beck, Blewett, Blikken, Brenner, Brownfield, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: Omholt. Total 1.

Absent and not voting: Atkinson, Barnard, Bradley, Clark, Emmons, Haines (Flathead), Hess, Higgins, Nixon, Schiltz, Taylor, Valach. Total 12.

Excused: None.

It was moved by McElwain, duly seconded and carried, that the House adjourn until Wednesday, February 28, 1951, at 10:00 A. M.

ORY J. ARMSTRONG,  
SPEAKER.

LEWIS R. KNOX, Chief Clerk.

---

## FIFTY-NINTH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
February 28, 1951.

House convened, pursuant to adjournment, at 10:00 A. M.

Speaker pro-tem Esp in the chair. Invocation by the Chaplain.

On roll call, all members were present.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-eighth Legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 278: Working of Park, McElwain of Powell and Foley of Silver Bow.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 289: Working of Park, McElwain of Powell and Foley of Silver Bow.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 255: Wiedman of Lake, Sykes of Flathead and Dwyer of Silver Bow.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 333: Scofield of Powder River, Omholt of Teton and Aronow of Toole.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 175: O'Connor of Carbon, Emmons of Deer Lodge and Anderson of Cascade.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 409: Atkinson of Lake, Rostad of Meagher and Lockridge of Ravalli.

#### REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration House Amendments to Senate Bill No. 12, respectfully report as follows:

That the House recede from its amendments to Section 2 and Section 19, of Senate Bill No. 12.

And further, that the Senate accede to House Amendments to Section 9 and Section 12, of Senate Bill No. 12.

For the Senate:  
LARSEN, Chairman,  
PADBURY,  
PARRIOTT.

For the House:  
NORBY,  
LEUTHOLD.

It was moved by Norby, duly seconded, that the conference committee report on Senate Bill No. 12 be adopted. On substitute motion, it was moved by Taylor, duly seconded and carried, that further consideration of Senate Bill No. 12 be indefinitely postponed.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration House Amendments to Senate Substitute for Senate Bill No. 145, respectfully report and recommend as follows:

That the Senate concur in all the House amendments.

For the Senate:  
LEHRKIND, Chairman,  
NUTTER,  
EVANS.

For the House:  
GEBHARDT,  
FULTON,  
AMMERMAN.

It was moved by Gebhardt, duly seconded, that the conference committee report on House Amendments to Senate Substitute for Senate Bill No. 145 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, O'Connor, Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 74.

Noes: Omholt, Page (Granite). Total 2.

Absent and not voting: Atkinson, Babich, Barrett, Brenner, Cook, Hauge, Higgins, Magnuson, Norby, Page (Missoula), Pierce, Sykes, Taylor, Mr. Speaker. Total 14.

Excused: None.

#### MESSAGES FROM THE GOVERNOR

February 28, 1951.

Speaker of the House,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Joint Memorials Nos. 5, 6 and 8.

JOHN W. BONNER,  
Governor.

February 27, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, as of this date, approved House Bill No. 327.

JOHN W. BONNER,  
Governor.

February 28, 1951.

Speaker of the House,  
House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, this date, approved House Bills Nos. 7, 51, 93, 99, 105, 106, 107, 108, 111, 116, 124, 145, 148, 160, 190, 195, 199, 202, 208, 216, 219, 231, 232, 242, 251, 268, 291, 311, 337, 360, 363, 369, 377, 387, 400, 445, 448, 449, Senate Substitute for House Bill No. 276, Substitute House Bills Nos. 261 and 143.

JOHN W. BONNER,  
Governor.



February 27, 1951.

Speaker of the House,  
House of Representatives,  
Helena, Montana.

Returned herewith is House Joint Resolution No. 4, entitled: "A resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts." without my approval, and objections thereto.

This resolution entices Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States limiting the power of Congress to tax incomes, inheritances and gifts in an amount not to exceed twenty-five per cent. It is evident from a study of the proposal, that if such an amendment were adopted, it would apply only to the wealthy and would be of no benefit to the average man or woman. The proposed amendment would favor large corporations giving no redress to the small businessman or the small corporations. Income taxes are generally devised upon the principle of requiring those to pay who have the ability to pay. The proposed amendment would be repugnant to this principle.

It is fundamental that we must pay for items for which we ask from the Federal government, and we cannot keep asking for these items while at the same time refusing to pay for them.

It is said that approximately three-fourths of our national expenses are due to the past wars and for defense. We are now in an emergency and threatened by a hostile power. It would appear, therefore, that under these conditions, we should not give priority to money over security of this Nation because if we lose our security, our dollars will be of no benefit to us.

The resolution prohibits adequate defense which might avert war because of the maximum placed on incomes, inheritances and gifts. Under the resolution, we would have to be in a war before the maximum of twenty-five per cent could be raised and then only by a vote of three-fourths of each house. Right now, we are in a national emergency so grave in my opinion that we must do everything possible in the matter of national defense using all money needed for such defense without limitations. Because of this fact, it would appear obvious that if the amendment were adopted a general Federal and State sales tax would be the result, a result which I believe could only be brought about in spite of objections on the part of a majority of the people of this State and Nation.

Under the proposed Constitutional amendment Russia would have to declare war upon us before we could spend over the twenty-five per cent limitation for defense. Speaking literally, the horse then would be out of the barn, and there would be a good chance that the Russians would spend our money for us without any say on our part.

JOHN W. BONNER,  
Governor.

It was moved by Scofield, duly seconded, that House Joint Resolution No. 4 become a law notwithstanding the governor's veto. A two-thirds vote being required, the motion was lost by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Leuthold, Mackay, McElwain, Norby, O'Connor, Omholt, Peters, Phillips, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Taylor, Watkins, Wiedman, Wilson (Treasure), Working. Total 44.

Noes: Ammerman, Andersen (Richland), Anderson (Cascade), Barnard, Beck, Blikken, Clark, Cook, Dwyer, Emmons, Foley, Freshman, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, McBride, McCarthy, Michels, Mountain, Nixon, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 36.

Absent and not voting: Aronow, Barrett, Higgins, Loughran, Magnuson, Page (Missoula), Pierce, Smith, Sykes, Mr. Speaker. Total 10.

Excused: None.

### MESSAGES FROM THE SENATE

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 389 was this day recommended for non-concurrence by the Finance and Claims Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 374 was this day recommended for non-concurrence by the Judiciary Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and not concurred in, and the bill is herewith returned to the House:

House Bill No. 207 by Sykes.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 26, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call vote, adopted the report of the Joint Conference Committee appointed to consider House Amendments to Senate Bill No. 13.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in,

title and history agreed to, and the same are herewith returned to the House:

House Bill No. 228 by McBride et al.  
 House Bill No. 423 by Magnuson et al.  
 House Bill No. 340 by Reed et al.  
 House Bill No. 151 by Committee on Banking and Insurance.  
 House Bill No. 52 by Dokken et al.  
 House Bill No. 329 by Committee in Military Affairs.  
 House Bill No. 451 by Appropriations Committee.  
 House Bill No. 452 by Appropriations Committee.  
 House Bill No. 453 by Appropriations Committee.  
 House Bill No. 447 by Clark et al.  
 House Bill No. 359 by Holtz et al.  
 House Bill No. 235 by Committee on Education.  
 House Bill No. 237 by Holtz.  
 House Bill No. 419 by Sagunsky et al.  
 House Joint Memorial No. 7 by Page (Missoula), et al.  
 House Joint Memorial No. 3 by Trout et al.  
 House Bill No. 425 by Norby and Graybill.

Respectfully,

LOU E. BRETZKE,  
 Secretary of the Senate.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 330 and 468, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 125, respectfully report as follows: That House Bill No. 125 do not pass.

TAYLOR, Chairman.

It was moved by Taylor, duly seconded, that the report of the Committee on Appropriations be adopted. On substitute motion, it was moved by Graybill, duly seconded, that House Bill No. 125 be printed and placed on General Orders, which motion lost by the following vote:

Ayes: Andersen (Richland), Aronow, Barnard, Beck, Blikken, Clark, Cook, Dwyer, Emmons, Foley, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, Magnuson, Michels, Nixon, Parker, Rieder, Tripp, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 30.

Noes: Ammerman, Anders, Anderson (Cascade), Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Leuthold, Loughran, Mackay, McBride, McCarthy, McElwain, Mountain, Norby, O'Connor, Omholt, Page (Granite), Peters, Phillips, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 56.

Absent and not voting: Barrett, Page (Missoula), Pierce, Sykes. Total 4.

Excused: None.

Whereupon the report of the Committee on Appropriations was adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 138, respectfully report as follows: That House Bill No. 138 be amended as follows:

By striking out the figures "50,000.00" in line 16, page 2 of the original bill, and inserting in lieu thereof the figures "30,000.00";

And as amended, do pass.

TAYLOR, Chairman.

Report adopted.

#### MESSAGES FROM THE SENATE

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed the following conference committee to act with a like committee from the House to consider Senate Amendments to House Bill No. 270: Ross, chairman, Lott, James.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed the following conference committee to act with a like committee from the House to consider Senate Amendments to House Bill No. 4: Winters, chairman; Spear, Wilson (Carbon).

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed the following conference committee to act with a like committee from the House to consider Senate Amendments to Substitute House Bill No. 414: Aronson, chairman; Cremer, Manning.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Senate Bill No. 120 and request the House to appoint a conference committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following conference committee for the Senate: James, chairman; Lott, Anderson of Chouteau.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 27, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Substitute for Senate Bill No. 125 and request the House to appoint a conference committee to act with a like committee from the Senate for the consideration of said amendments:

The President named the following conference committee for the Senate: Ross, chairman; Cotton, Hofland.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### MOTIONS AND RESOLUTIONS

The following resolution was read:

#### HOUSE RESOLUTION NO. 3

Introduced by Wiedman

A resolution providing for the appointment of an interim committee to investigate subversive and un-American activities in the State of Montana; providing for the powers of said committee and the rules governing its conduct; and providing for the expenses of such committee.

WHEREAS, on February 26, 1951, the House of Representatives of the Thirty-second Legislative Assembly adopted the committee report submitted by the special committee appointed for the purpose of investigating subversive and un-American activities in the State of Montana, in which report this committee recommended the appointment of a permanent committee for the same purpose;

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, that an interim committee of not to exceed five (5) members be appointed by the Speaker of the House of Representatives, for the purpose of investigating subversive and un-American activities in the State of Montana, and that such committee report back to the Thirty-third Legislative Assembly on its findings and activities during the interim.

BE IT FURTHER RESOLVED, that such interim committee be authorized to cooperate with all state and federal investigating and enforcement officers.

BE IT FURTHER RESOLVED, that such interim committee be confined to and guided by the following rules of procedure:

(1) That such interim committee be empowered to hold hearings, issue subpoenas to require the attendance of any person or persons to testify under oath;

(2) That such committee be authorized to incur such expenses as may be necessary to properly make their investigations, not exceeding the sum of Five Thousand Dollars (\$5,000.00), and that such expenses be paid out of the legislative appropriation of the Thirty-second Legislative Assembly,



by warrant drawn by the State Auditor upon claim duly approved by the chairman of such committee;

(3) That in the conduct of the interim committee, in both public and private sessions, witnesses shall be permitted to have counsel when they so desire;

(4) That subcommittee reports shall not be made public until they are approved by a majority of the full committee;

(5) That executive sessions shall precede open sessions, for the purpose of determining whether witnesses are willing to answer direct and pertinent questions;

(6) Individuals who have been accused in open hearings shall receive, on request, an opportunity to testify openly before the committee. When they so request, they shall be served with subpoenas, which would permit the committee to defray their expenses in coming to testify;

(6-A) Accused individuals, or their counsel, should be permitted to ask a reasonable number of pertinent questions of their accusers, by submitting these questions to the chairman and having the questions asked by the chairman or by committee counsel and presenting evidence pertinent to the inquiry.

(7) Witnesses shall receive the opportunity, in the discretion of the committee, to make a written or oral statement in their own behalfs when they have finished the usual questioning.

(8) That the committee take under advisement the feasibility and desirability of excluding certain types of information media (radio, television, newsreels, etc.) from open hearings.

(9) An accurate stenographic record of any public hearing or of any executive hearing that is made public should be made available to a witness or his counsel when requested.

(10) That all persons named in public hearings or in committee statements to the press, shall, upon their request, have the right to appear before the committee with the same rights as witnesses.

That the members of such interim committee be paid the sum of Ten Dollars (\$10.00) per day and their necessary expenses incurred in the performance of their duties, to be audited and paid as other expenses of the committee.

It was moved by Aronow, duly seconded and carried, that the resolution be amended in section 6A by changing the word "should" to "shall."

It was moved by Wiedman, duly seconded that House Resolution No. 3 be adopted as amended which motion carried by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Aronow, Atkinson, Babich, Blewett, Blikken, Bradley, Brenner, Brownfield, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McElwain, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Working. Total 65.

Noes: Anderson (Cascade), Barnard, Beck, Clark, Cook, Graybill, Hess, Holtz, Jensen, Tripp, Wilson (Judith Basin). Total 11.

Absent and not voting: Barrett, Corcoran, Loughran, McCarthy,

Michels, O'Connor, Page (Missoula), Pierce, Sagunsky, Sales, Sykes, Taylor, Valach, Mr. Speaker. Total 14.

Excused: None.

It was moved by Schiltz, duly seconded, that the House reconsider its action in indefinitely postponing Senate Bill No. 12, which motion lost.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 24, 39, 42, 84, 234, 241, 399, 434 and 446.

Report adopted.

PRILL, Chairman.

I have examined House Bill No. 39 introduced by me and find the same to be correct.

DOKKEN.

I have examined House Bill No. 234 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 399 introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 24 introduced by me and find the same to be correct.

SALES.

I have examined House Bill No. 42 introduced by me and find the same to be correct.

DOKKEN.

I have examined House Bill No. 84 introduced by me and find the same to be correct.

FOLEY.

I have examined House Bill No. 434 introduced by me and find the same to be correct.

VAN DYKE.

I have examined House Bill No. 241 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 446 introduced by me and find the same to be correct.

SALES.

The Speaker pro-tem signed the following in open session: House Bills Nos. 39, 234, 399, 24, 42, 84, 434, 241 and 446.

#### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Mackay of Carbon in the chair. Committee arose.

House resumed. Speaker pro-tem in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 392 be amended in section 4 by striking out in

line seven of the printed bill after the word shall the word "donate," and inserting in lieu thereof the word "devote" and as so amended do pass.

That House Bill No. 467 do pass.

That House Bill No. 469 do pass.

That House Bill No. 330 do pass.

That House Bill No. 468 do pass.

MACKAY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 392, 467, 469, 330 and 468.

OMHOLT, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 392 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin). Total 71.

Noes: None.

Absent and not voting: Aronow, Barrett, Brownfield, Goodgame, Graybill, Haines (Missoula), Harpster, Loble, MacDonald, McBride, Nixon, Page (Missoula), Pierce, Sales, Sykes, Tripp, Wiedman, Working, Mr. Speaker. Total 19.

Excused: None.

House Bill No. 467 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Gebhardt, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 69.

Noes: None.

Absent and not voting: Aronow, Barrett, Brownfield, Fulton, Goodgame, Graybill, Haines (Missoula), Harpster, Loble, MacDonald, Nixon, Norby, O'Connor, Page (Missoula), Pierce, Sagunsky, Sales, Sykes, Watkins, Working, Mr. Speaker. Total 21.

Excused: None.

House Bill No. 469 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Beck, Blewett, Blikken, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Emmons, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lockridge, Loughran, Westlake, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Omholt, Page (Granite), Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 71.

Noes: None.

Absent and not voting: Aronow, Atkinson, Barrett, Bradley, Brownfield, Goodgame, Haines (Missoula), Harpster, Lien, Loble, MacDonald, Mackay, Norby, O'Connor, Page (Missoula), Parker, Pierce, Sykes, Mr. Speaker. Total 19.

Excused: None.

House Bill No. 330 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Beck, Blewett, Blikken, Bradley, Clark, Cook, Cowley, Dwyer, Emmons, Esp, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Higgins, Iten, Karlberg, Leuthold, Lien, Lockridge, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 66.

Noes: Babich, Brenner, Corcoran, Crist, Foley, Jensen, McCarthy, Tripp. Total 8.

Absent and not voting: Aronow, Barnard, Barrett, Brownfield, Dokken, Goodgame, Haines (Missoula), Hess, Holtz, Loble, Loughran, Norby, Page (Missoula), Pierce, Sykes, Mr. Speaker. Total 16.

Excused: None.

House Bill No. 468 was passed by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 74.

Noes: None.

Absent and not voting: Aronow, Barrett, Bradley, Brownfield, Cook, Goodgame, Haines (Missoula), Holtz, Loble, Page (Missoula), Pierce, Reed, Sagunsky, Sykes, Valach, Mr. Speaker. Total 16.

Excused: None.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee on House Amendments to Senate Bill No. 130, respectfully recommend as follows:

That the Title be amended beginning on line 20½ and ending on line 22½ of the original bill; line 6, page 2 and ending on lines 9 and 10 of the printed bill; by deleting that portion beginning with the word and figures: "Section 68-1005" to and including the words: "disability retirement," and further recommend that the Senate concede to House Amendment by the Committee on Social Security as set forth on page 24 of the original bill as follows:

"Amend by deleting all of Section 7 beginning on line 30, page 24 and all of page 25 of the original bill, and renumbering Sections 8, 9, 10 and 11 to read: Sections 7, 8, 9 and 10 respectively."

For the Senate:  
TOMAN, Chairman.  
KELLY,  
BROWN.

For the House:  
SALES,  
FOLEY,  
BRADLEY.

It was moved by Sales, duly seconded, that the conference committee report on House Amendments to Senate Bill No. 130 be adopted, said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 74.

Noes: None.

Absent and not voting: Aronow, Barrett, Brownfield, Cook, Goodgame, Haines (Missoula), MacDonald, Magnuson, O'Connor, Page (Missoula), Pierce, Reed, Schiltz, Sykes, Valach, Mr. Speaker. Total 16.

Excused: None.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee appointed to consider Senate Amendment to House Bill No. 4, respectfully report as follows:

That said Senate Amendment to said House Bill No. 4 be amended by inserting the words "to time" after the word "time" and before the word "remain" in said Senate Amendment, the said word "time" being the seventh word from the end of said Senate Amendment and the said word "re-



main" being the sixth word from the end of said Senate Amendment, and that as so amended the House concede to said Senate Amendment.

For the Senate:  
WINTERS, Chairman.  
SPEAR,  
WILSON (Carbon).

For the House:  
BRENNER,  
OMHOLT,  
VALACH.

It was moved by Brenner, duly seconded, that the conference committee report on Senate Amendment to House Bill No. 4 be adopted, said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Prill, Purdy, Rieder, Rostad, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 71.

Noes: None.

Absent and not voting: Aronow, Atkinson, Barrett, Brownfield, Cook, Gebhardt, Haines (Missoula), Hauge, Magnuson, O'Connor, Page (Missoula), Phillips, Pierce, Reed, Schiltz, Sykes, Valach, Working, Mr. Speaker. Total 19.

Excused: None.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 454, beg leave to report that the same has this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess until 3:00 P. M.

## AFTERNOON SESSION

House resumed. Speaker pro-tem in the chair.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration Senate Amendment to House Bill No. 354, respectfully report and recommend as follows:

That the House concurs in the Senate Amendment to House Bill No. 354.

For the Senate:  
LINDQUIST, Chairman,  
KELLY,  
BOVEY.  
For the House:  
HAUGE,  
RIEDER,  
SEIFERT.

It was moved by Hauge, duly seconded, that the conference committee report on Senate Amendment to House Bill No. 354 be adopted, said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barrett, Beck, Blewett, Bradley, Brownfield, Clark, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Goodgame, Graybill, Haines (Missoula), Hanford, Harpster, Hawks, Hess, Higgins, Holtz, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Parker, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin). Total 66.

Noes: Jensen, Tripp. Total 2.

Absent and not voting: Aronow, Barnard, Blikken, Brenner, Cook, Corcoran, Dwyer, Freshman, Gebhardt, Haines (Flathead), Hauge, Lien, Magnuson, McCarthy, McElwain, Omholt, Page (Missoula), Peters, Taylor, Wiedman, Working, Mr. Speaker. Total 22.

Excused: None.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 434, 84, 24, 234, 199, 446, 39, 42 and 241 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 1:02 o'clock P. M. delivered to the Governor for his approval.

BROWNFIELD, Vice-Chairman.

#### REPORTS OF STANDING COMMITTEES

We, your Committee on Employment recommend the following named House employees, heretofore employed by the Employment Committee of the House are to be employed for the post session for the number of days stated below and to take effect after adjournment. The Sergeant-at-Arms is instructed to include their names on the supplemental payroll submitted to the State Auditor, for the number of days stated below:

Lewis R. Knox .....	16 days
Edna J. Hinman .....	16 "
Juanita H. Fontana .....	3 "
Della Cobetto .....	10 "
Frances C. Fagrelius .....	5 "
Esther P. Magnuson .....	5 "
Dorothy M. Cramer .....	5 "
Jean F. Fallan .....	5 "
Margaret W. Haag .....	2 "
Elizabeth Melugin .....	5 "
Roberta E. Choate .....	2 "
Larry Lindberg .....	10 "
Robert E. Richeson .....	2 "
Frances S. Johnson .....	5 "
Agnes R. Screnar .....	5 "
Helen McDermott .....	5 "
Donna Finn .....	5 "
Maurine E. Vrooman .....	5 "
Edith M. Barker .....	5 "
Elvira Warren .....	5 "
Wilma Burke .....	5 "
Jo Thiele .....	5 "
Gertrude A. Kennard .....	2 "
John Oliver .....	5 "
Chas. E. Knox .....	5 "
Ethel L. Williamson .....	3 "

B. Jean Palmer .....	3	"
Mary Lou Padbury .....	2	"
George F. Moore .....	15	"
Lyle Standish .....	5	"
E. N. Joffray .....	5	"
Harry C. Richter .....	3	"
Ellen T. Wiedman .....	5	"
M. O. Wooley .....	5	"
Paul C. Maxwell .....	5	"
Clarence Adami .....	7	"
Maude E. Bolton .....	2	"
Madge Reiland .....	2	"
Marie Barker .....	3	"
Helen E. Lower .....	3	"

That the Honorable Ory J. Armstrong, Speaker of the House, be allowed mileage incident to his services for signing of the Journal of the House for the 32nd Legislative Assembly, from Kalispell to Helena, Montana and returning—

496 Miles .....\$34.72

Employment Committee,  
ESP, Vice-Chairman.

Report adopted.

#### MESSAGES FROM THE SENATE

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day appointed the following Conference Committees to act with like committees from the House to consider Senate Amendments to certain House bills:

To consider Senate Amendments to House Bill No. 255: Busch, chairman; Sawtell, Ettien;

To consider Senate Amendments to House Bill No. 333; Worden, chairman; Lindquist and Harken;

To consider Senate Amendments to House Bill No. 175: Hibbs, chairman; Nutter and Tibbals;

To consider Senate Amendments to House Bill No. 278; Moss, chairman; Winters and Tibbals.

To consider Senate Amendments to House Bill No. 409: Anderson of Chouteau, chairman; Nutter and Cotton;

To consider Senate Amendments to House Bill No. 289: Moss, chairman; Winters and Tibbals.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion requests the House to return House Bill No. 390 to the Senate for further consideration.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion requests the House to return House Bill No. 389 to the Senate for further consideration.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day refused to adopt the Joint Conference Committee report on House Amendments to Senate Bill No. 130, and on motion requested that a new conference committee be appointed.

The President appointed the following to the new conference committee to consider House Amendments to Senate Bill No. 130, and requests that the House likewise appoint a new conference committee: Valiton, chairman; Wallander, Parriott.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 298 by Smith was this day recommended for non-concurrence by the Finance and Claims Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on House Amendments to Senate Bill No. 130: Sales of Gallatin, Bradley of Prairie and Foley of Silver Bow.

The Speaker pro-tem named Hauge replacing Sykes, resigned, on the conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 255.

The Speaker pro-tem named Sykes replacing Sagunsky, resigned, on the conference committee to act with a like committee from the Senate on Senate Amendments to Substitute House Bill No. 414.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on House Amendments to Senate Bill No. 120: Reed of Missoula, Mackay of Carbon and Andersen of Richland.

The Speaker pro-tem appointed the following members on the conference committee to act with a like committee from the Senate on House Amendments to Senate Bill No. 125: Dokken of Gallatin, Harpster of Dawson and Rieder of Jefferson.

#### MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried, that the request of the Senate for the return of House Bill No. 390 be granted.

It was moved by O'Connor, duly seconded and carried, that the request of the Senate for the return of House Bill No. 389 be granted.

It was moved by Sykes, duly seconded, that the House rules be suspended for the purpose of reconsidering House Bill No. 257 and that the motion be referred to the Committee on Rules, which motion lost.

#### CONSIDERATION OF GENERAL ORDERS

It was moved by O'Connor, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Mackay of Carbon in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 454 do pass.

MACKAY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 454.

OMHOLT, Chairman.

Report adopted.

The Speaker pro-tem signed the following in open session: Senate Bills Nos. 118, 92, 44 and 13.

#### MESSAGES FROM THE SENATE

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House.

House Bill No. 229 by Reed and Pierce.

House Bill No. 456 by Appropriations Committee.

House Bill No. 461 by Appropriations Committee.

House Bill No. 464 by Appropriations Committee.

House Bill No. 457 by Appropriations Committee.

Sub. House Bill No. 361 by Public Utilities and State Commissions.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the bill is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 450 by Appropriations Committee.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.



Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 132, 137, 154, 173, 206, 211, 238, 273, 282, 314, 332 and 452, and Substitute House Bill No. 44.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 154 introduced by me and find the same to be correct.

HAINES (Flathead).

I have examined House Bill No. 452 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 137 introduced by me and find the same to be correct.

PAGE (Missoula).

I have examined House Bill No. 273 introduced by me and find the same to be correct.

BRENNER.

I have examined House Bill No. 173 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 137 introduced by me and find the same to be correct.

PAGE (Missoula).

I have examined Substitute House Bill No. 44 introduced by me and find the same to be correct.

HARPSTER.

I have examined House Bill No. 238 introduced by me and find the same to be correct.

LIEN.

I have examined House Bill No. 314 introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 282 introduced by me and find the same to be correct.

DOKKEN.

I have examined House Bill No. 332 introduced by me and find the same to be correct.

RIEDER.

I have examined House Bill No. 206 introduced by me and find the same to be correct.

NIXON.

I have examined House Bill No. 132 introduced by me and find the same to be correct.

PIERCE.

I have examined House Bill No. 211 introduced by me and find the same to be correct.

PRILL.

The Speaker pro-tem signed the following in open session: House Bills Nos. 154, 452, 273, 173, 137, 238, 314, 282, 332, 206, 132, and 211, and Substitute House Bill No. 44.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration House Bill No. 409 respectfully report and recommend as follows:

That further consideration of House Bill No. 409 be indefinitely postponed.

For the Senate:  
ANDERSON (Chouteau),  
Chairman,  
NUTTER,  
COTTON.

For the House:  
ATKINSON,  
ROSTAD,  
LOCKRIDGE.

It was moved by Atkinson, duly seconded, that the conference committee report on House Bill No. 409 be adopted. On substitute motion, it was moved by O'Connor, duly seconded and carried, that further consideration of the conference committee report be indefinitely postponed.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 157, respectfully report as follows: That House Bill No. 157 do not pass.

TAYLOR, Chairman.

It was moved by Taylor, duly seconded, that the report of the Committee on Appropriations be adopted. On substitute motion, it was moved by Loble, duly seconded and carried, that House Bill No. 157 be printed and placed on general orders.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 33, respectfully report as follows: That House Bill No. 33 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 197, respectfully report as follows: That House Bill No. 197 be amended as follows:

Amend Section 2, sub-section (a) by striking out the figures "50,000.00" and inserting in lieu thereof the figures "12,500.00";

Further amend Section 2, sub-section (b) by striking out the figures "\$50,000.00" and inserting in lieu thereof the figures "\$12,500.00";

Further amend by adding a new sub-section entitled sub-section (c) to read as follows: "It is further provided that the appropriations provided for in this bill shall be null and void unless industry, business, farmers' co-ops, fraternal and social organizations and private citizens match the above appropriations provided for in sub-sections (a) and (b) with contributions and donations which shall equal the amounts provided for in said sub-sections. Said contributions and donations shall be collected by the Montana Chamber of Commerce and turned over to the Montana State Highway Commission for use in publicizing the resources and travel at-

tractions of the state for the period provided for in sub-sections (a) and (b)";

And as amended, do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 286, respectfully report as follows: That House Bill No. 286 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 466, respectfully report as follows: That House Bill No. 466 do pass.

TAYLOR, Chairman.

Report adopted.

It was moved by Graybill, duly seconded and carried, that the message from the Governor received yesterday pertaining to the need for additional appropriations for the Board of Education of the State, be referred to the Committee on Appropriations.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 466 beg leave to report that the same has this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows; all appropriation measures having been read at length:

House Bill No. 454 was passed by the following vote:

Ayes: Anders, Andersen (Richland), Aronow, Atkinson, Babich, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman. Fulton, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, Michels, Mountain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters. Phillips, Prill, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin). Total 70.

Noes: None.

Absent and not voting: Ammerman, Anderson (Cascade). Barnard, Barrett, Brenner, Corcoran, Foley, Gebhardt, Haines (Flathead), Haines (Missoula), Higgins, McCarthy, McElwain, Nixon, Omholt, Pierce, Scofield, Sykes, Working, Mr. Speaker. Total 20.

Excused: None.

### REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, appointed to consider Senate Amendments to House Bill No. 255, respectfully report and recommend as follows:

That the Senate recede from the Senate Committee of the Whole amendment to Section 1, in line 6 (of the printed bill), which is as follows:

Amend Section 1 by inserting in line 6, after the word "has" the word "falsely" and after the word "hereafter" the word "falsely."

That the House concur in the Senate Judiciary Committee amendment on page 2, of the original typewritten bill, being page 1 of the printed bill, at the end of Section 1, which amendment is as follows:

Amend Section 1 by striking in line 6 on page 2 of the original bill, the period and quotation mark following the word "Montana," substituting a comma in lieu thereof and adding the following: "provided, this act shall not apply to any person who has accepted service in either combat or non-combat military service in the armed forces of the United States or in the military forces of this state when called upon to do so by regularly constituted federal or state authority."

For the Senate:  
BUSCH, Chairman,  
NESVIG.

For the House:  
WIEDMAN,  
HAUGE,  
DWYER.

It was moved by Wiedman, duly seconded, that the conference committee report on Senate Amendments to House Bill No. 255 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Blewett, Bradley, Brownfield, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Iten, Leuthold, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Parker, Peters, Phillips, Prill, Purdy, Reed, Rieder, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Watkins, Westlake, Wiedman, Wilson (Treasure). Total 56.

Noes: Beck, Blikken, Clark, Cook, Goodgame, Graybill, Hess, Holtz, Jensen, Karlberg, Lien, Michels, Tripp, Valach, Van Dyke, Wilson (Judith Basin). Total 16.

Absent and not voting: Anders, Aronow, Barrett, Brenner, Corcoran, Foley, Gebhardt, Haines (Flathead), Higgins, Loble, MacDonald, McElwain, Page (Missoula), Pierce, Rostad, Sykes, Working, Mr. Speaker. Total 18.

Excused: None.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Mackay of Carbon in the chair. Committee arose.

House resumed. Speaker pro-tem in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 450 be concurred in.

That House Bill No. 466 do pass.

MACKAY, Chairman.

Report adopted.

By unanimous consent of the House, House Bill No. 466 was considered correctly engrossed and placed on Third Reading.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Senate Amendments to House Bill No. 450 were concurred in by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Babich, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Frill, Purdy, Reed, Rieder, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 71.

Noes: Nixon, Tripp. Total 2.

Absent and not voting: Anders, Aronow, Atkinson, Barrett, Brenner, Corcoran, Bradley, Foley, Gebhardt, Harpster, Loble, MacDonald, O'Connor, Pierce, Sales, Sykes, Mr. Speaker. Total 17.

Excused: None.

House Bill No. 466 was passed by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Beck, Blewett, Blikken, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Esp, Fulton, Goodgame, Graybill, Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Nixon, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Prill, Purdy, Rieder, Rostad, Sagunsky, Schiltz, Seifert, Skibby, Smith, Taylor, Trip, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working. Total 66.

Noes: Babich, Emmons, Freshman, McCarthy, Mountain, Omholt, Reed, Scofield. Total 8.

Absent and not voting: Anders, Atkinson, Barrett, Bradley, Brenner, Corcoran, Foley, Gebhardt, Haines (Flathead), Haines (Missoula), Loble, Phillips, Pierce, Sales, Sykes, Mr. Speaker. Total 16.

Excused: None.

It was moved by McElwain, that the House adjourn until Thursday, March 1, 1951, at 11:00 A. M.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

## SIXTIETH LEGISLATIVE DAY

House of Representatives,  
Helena, Montana,  
March 1, 1951.

House convened, pursuant to adjournment, at 11:00 A. M.

Mr. Speaker in the chair. Invocation by the Chaplain.

On roll call, all members were present.



Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Fifty-ninth Legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 138 beg leave to report that the same has this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

The Speaker signed in open session the following bills: Substitute Senate Bill No. 145 and Senate Bills Nos. 137 and 90.

The Speaker appointed the following Interim Committee to investigate Un-American and Subversive Activities: Wiedman, chairman; Omholt, Gebhardt, Westlake and Barrett.

### REPORTS OF SELECT COMMITTEES

The following memorial was read and adopted.

### SUPPLEMENTARY MEMORIAL TO HOUSE MEMORIAL

#### THOMAS WESLEY RICHARDSON

T. Wesley Richardson served during the 9th session, 1905, as a representative from Lewis and Clark county. He was born November 9, 1872 in Ontario, Canada. He was a druggist by profession, a member of the Republican party, and a member of the Independent Order of Foresters and Independent Order of Odd Fellows. He married Mabelle Gordon. Mr. Richardson died in East Helena December 18, 1950, and is survived by two daughters, Mrs. Agnes Screanor and Mrs. Florence Hudoklin of East Helena, and a son, M/Sgt. Bruce L. Richardson.

#### FRANK B. RIFE

Frank B. Rife served during the 20th session of Montana legislative assembly from Beaverhead county. He was born January 31, 1886 at Martin Barrett ranch, Grant, Beaverhead county and attended Beaverhead County High School. Mr. Rife was a rancher at Medicine Lodge, Beaverhead county. He was a member of the Democratic party and served as representative from Beaverhead County. Mr. Rife died in Dillon, Montana, December 27, 1949, and is survived by a widow and three sons.

#### Committee Members:

ROBERT C. SYKES,  
BESS R. REED,  
ALEX BLEWETT,  
MARTIN J. BECK,  
CEDOR B. ARONOW.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee on House Amendments to Senate Bill No. 130, respectfully recommend as follows:

That the Title be amended beginning on line 20½ and ending on line 22½ of the original bill, line 6, page 2 and ending on lines 9 and 10 of the printed bill; by deleting that portion beginning with the word and figures "Section 68-1005" to and including the words "disability retirement," and further recommend that the Senate concedes to House Amendment by the

Committee on Social Security as set forth on page 24 of the original bill as follows:

"Amend by deleting all of Section 7 beginning on line 30, page 24 and all of page 25 of the original bill, and renumbering Sections 8, 9, 10 and 11 to read: Sections 7, 8, 9 and 10, respectively."

For the Senate:

VALITON, Chairman,  
WALLANDER,  
PARRIOTT.

For the House:

SALES,  
BRADLEY,  
FOLEY.

It was moved by Sales, duly seconded, that the conference committee report on House Amendments to Senate Bill No. 130 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Aronow, Crist, Dwyer, Freshman, Hawks, Holtz, Magnuson, O'Connor, Prill, Taylor, Valach, Working. Total 12.

Excused: None.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration Senate Amendment to House Bill No. 333, respectfully report and recommend as follows:

That the House concur in the Senate Amendment to House Bill No. 333.

For the Senate:

WORDEN, Chairman,  
HARKEN,  
LINDQUIST.

For the House:

SCOFIELD,  
OMHOLT,  
ARONOW.

It was moved by Scofield, duly seconded, that the conference committee report on Senate Amendment to House Bill No. 333 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten,

Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, McBride, McCarthy, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Westlake, Wilson, (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 77.

Noes: McElwain and Wiedman. Total 2.

Absent and not voting: Aronow, Crist, Dwyer, Freshman, MacDonald, Magnuson, O'Connor, Prill, Valach, Watkins, Working. Total 11.

Excused: None.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee on Senate Substitute for House Substitute Bill No. 414, respectfully report as follows: That we are unable to agree and request that another conference committee be appointed for each house.

For the Senate:  
ARONSON, Chairman.  
CREMER,  
MANNING.

For the House:  
PIERCE,  
BARRETT,  
SYKES.

It was moved by Pierce, duly seconded and carried, that the report of the Joint Conference Committee be adopted.

On motion of McElwain, duly seconded and carried, the Speaker named the following new conference committee to confer on said Senate Substitute for Substitute House Bill No. 414: Sagunsky, Hawks and Barrett.

#### MESSAGES FROM THE GOVERNOR

February 28, 1951.

Speaker of the House,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have this date approved House Bills Nos. 161, 162 and 437.

JOHN W. BONNER,  
Governor.

March 1, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have as of this date approved the following House Bills: 24, 399, 434 and 446.

JOHN W. BONNER,  
Governor.

February 28, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, as of February 28, approved House Bills Nos. 84, 223, 234, 241, 250 and 281.

JOHN W. BONNER,  
Governor.

February 28, 1951.

Speaker of the House,  
House of Representatives,  
House Chambers,  
Capitol Building.

It is extremely doubtful under House Bill 468 whether the present standard of payments can be made for aid to the permanently and totally disabled, aid to the needy blind, aid to the dependent children and for old age assistance. If we have an increase in the number of these recipients after the adjournment of this legislature, there is no question but under House Bill 468 there must be a drastic reduction made in the payments made to the permanently and totally disabled, to the needy blind, to the dependent children and to the aged. Such a reduction would work great hardship upon the recipients in light of the high cost of living, and I am told that it is barely possible for these recipients to exist under the present payments.

I, therefore, urge that you provide an additional appropriation as a reserve in House Bill 468 so that at least the present standard of payments may be made to those already on the rolls and to those that may be added to the rolls before the next legislature. In my opinion, the present standards of payments should have been raised because of high living conditions, and I urge this opinion for your consideration.

JOHN W. BONNER,  
Governor.

## MESSAGES FROM THE SENATE

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day adopted the Joint Conference Committee report where-  
by House Bill No. 409 was indefinitely postponed.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report on Senate Amendments to House Bill No. 4.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion adopted the Joint Conference Committee report considering Senate Amendments to House Bill No. 354.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

February 28, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call refused to adopt the Joint Conference Committee report considering Senate Amendments to House Bill No. 255 and on motion requested that a new conference committee be appointed by the House to act with a like committee from the Senate to reconsider said bill.

The President appointed the following conference committee from the Senate: Worden, chairman; Hibbs, Anderson (Pondera).

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

The Speaker appointed the following conference committee to act with a like committee from the Senate on Senate Amendments to House Bill No. 255 in accordance with the message from the Senate: Wiedman of Lake, Hauge of Sanders and Dwyer of Silver Bow.

### GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Rostad of Meagher in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 138 do pass.

ROSTAD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: 138.

OMHOLT, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, was disposed of as follows, it being an appropriation measure it was read at length:

House Bill No. 138 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Fulton, Geb-



hardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Rieder, Rostad, Sales, Schiltz, Seofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 77.

Noes: Babich. Total 1.

Absent and not voting: Andersen (Richland), Barrett, Foley, Freshman, Hawks, Higgins, Mackay, Prill, Reed, Sagunsky, Valach, Working. Total 12.

Excused: None.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 157 and 197, beg leave to report that the same have this date been returned from the printer correctly printed.

ANDERS, Vice-Chairman.

Report adopted.

### GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Rostad of Meagher in the chair. Committee arose.

House resumed. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 197 do pass.

That House Bill No. 157 be amended in the title by striking out after the last word the period, inserting a semicolon and adding the words "Providing an appropriation for the purposes of this act" and be further amended by adding a new section to be known as Section 9, and reading as follows: "There is hereby appropriated out of any money in the State Treasury not otherwise appropriated the sum of One Hundred Dollars (\$100.00) for the purpose of this act. This appropriation shall be deemed a supplemental appropriation within the meaning of the budget act and shall be valid upon the final passage and approval of this act" and by re-numbering Section 9 to be Section 10, and as so amended do pass.

ROSTAD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 157 and 197.

OMHOLT, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

House Bill No. 197 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson,

Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dokken, Dwyer, Emmons, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Pierce, Purdy, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 70.

Noes: Phillips. Total 1.

Absent and not voting: Andersen (Richland), Babich, Barnard, Barrett, Crist, Esp, Freshman, Hawks, Higgins, Lien, O'Connor, Page (Missoula), Peters, Prill, Reed, Sagunsky, Sales, Taylor, Working. Total 19.

Excused: None.

House Bill No. 157 was passed by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Pierce, Purdy, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Andersen (Richland), Babich, Barrett, Corcoran, Esp, Freshman, Hawks, Higgins, Lien, O'Connor, Page (Missoula), Peters, Phillips, Prill, Reed, Sagunsky, Sales, Watkins, Working. Total 19.

Excused: None.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee appointed to consider House Amendments to Substitute for Senate Bill No. 125, respectfully report as follows:

Amend the title of the printed bill by striking out in lines 1 and 2 and the first two words of line three and inserting in lieu thereof the following: A bill for an act entitled: "An act to amend Sections 75-3401, 75-3407, and 75-3413 of the Revised Codes of Montana, 1947, as amended by Chapter 200, Laws of 1949, and Sections 75-3404, 75-3405, 75-3406, 75-3412 and 75-3414 of the Revised Codes of Montana, 1947."

Amend Section 1, line 1, by inserting the following words after the comma following the numbers "1947": "as amended by Chapter 200, Laws of 1949."

Amend Section 5 by inserting the following words after the comma in line 1, following the numbers "1947"; "as amended by Chapter 200, Laws of 1949."

Amend Section 6, page 8 of the printed bill, line 35, by striking the period after the word "school" and inserting a comma and adding the words: "unless such attendance has been approved by the county transportation committee and the State Department of Public Instruction."

Amend Section 7, line 1, by inserting the following words after the comma following the numbers "1947": "as amended by Chapter 200, Laws of 1949."

Amend House amendment to Section 8, page 14, line 24 of the original bill, being page 10, line 50, of the printed bill by striking the period after the word "levy" in the amendment, and inserting in lieu thereof a comma and adding the words: "excluding those districts maintaining high schools."

For the Senate:  
ROSS, Chairman,  
HOFLAND,  
COTTON.

For the House:  
DOKKEN,  
HARPSTER,  
RIEDER.

It was moved by Dokken, duly seconded, that the conference committee report on House Amendments to Substitute for Senate Bill No. 125 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Andersen (Richland), Barnard, Barrett, Hawks, Higgins, Lien, Mackay, Reed, Sagunsky. Total 9.

Excused: None.

It was moved by McElwain, duly seconded and carried, that the House recess until 2:00 P. M.

## AFTERNOON SESSION

House resumed. Mr. Speaker in the chair.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee appointed to consider House Amendments to Senate Bill No. 120, have agreed and recommend as follows:

That House Amendments to Senate Bill No. 120 be withdrawn and that the printed bill be further amended to read as follows:

Amend Section 1, line 8, by inserting after the word "maintaining" the word "district."

Amend Section 1, by deleting lines seventeen and eighteen.

Amend Section 1 by changing the small "b" in parenthesis to "a" in line 19, and also by changing the small letter "c" in parenthesis in line 32 to "b".

Amend Section 1, line 7, by changing the word "shall" to "may", and by adding the following after the word "follows" in line 9: "when a majority of the boards of the common school districts in the high school district and the board of the district in which the high school is located so request. Such request shall be directed to the county superintendent of schools, who shall proceed as directed in this act."

Amend Section 2, line 35, by inserting after the words "equal area," the words "or as near thereto as practicable in relation to the geographical features of such district."

For the House:

REED,  
MACKAY,  
ANDERSEN (Richland).

For the Senate:

JAMES, Chairman,  
ANDERSON (Chouteau),  
LOTT.

It was moved by Reed, duly seconded, that the conference committee report on House Amendments to Senate Bill No. 120 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: Cook and Nixon. Total 2.

Absent and not voting: Aronow, Barnard, Barrett, Hauge, Hawks, Higgins, McCarthy, Sagunsky, Sales, Taylor, Watkins. Total 11.

Excused: None.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee appointed to consider House Bill No. 270, having duly considered same, respectfully report as follows:

The Committee recommends the following amendments:

Amend: By striking in line 4 of the title of the printed bill after the word "rates" the following: "shall require the State Board of Land Commissioners to make allowance and give credit to the lessees for the cost of improvements ordinarily and necessarily placed on such lands by lessee and for the cost of repairs made by lessees to improvements on such lands."

Amend: In line 11 of the printed bill strike out the word "year" and add in lieu thereof the words "three years next." and further amend in lines 8 and 11 by striking out the word "hundredweight" and insert in lieu thereof the word "pound."

Amend: By striking in Section 1 on page one of the printed bill lines 15, 16 and 17, and lines 18 and 19 on page 2; in line 24 and 25 on page 2

strike the words and figures "twenty-three and two tenths cents (.232)" and substitute in lieu thereof the words and figures "eighteen cents (18¢)."

Amend: In line 30 by striking out the word "year" and insert "three years next."

Amend: In line 33 by striking out the words "in a county."

Amend: In line 33 further by striking out the words and figures "fifteen (15)" and inserting in lieu thereof the words and figures "sixteen (16)."

Amend: In lines 29 and 34 by striking out the words "hundred weight" and inserting in lieu thereof the word "pound."

Amend: In line 35 by striking out the words and figures "twenty-one dollars and seventy cents (\$21.70)" and inserting in lieu thereof the words and figures "twenty-one and fifty-seven hundredths cents (.2157)".

Amend: In line 35 by striking out the words "as in 1948" and inserting in lieu thereof the words "the three preceding years."

Amend: Strike out lines 37, 38, 39, 40, 41, 42, 43 and 44 and insert the following:

Average price per lb. for cattle from 1936 to 1947		A. U. M. Rental		Average price for cattle for 1948, 1949, 1950		Rental per A. U. for 1 month	
.105¢	is to	.180¢	as	.2157¢	is to	X or	.37¢
.37¢	for 1 cow	for 1 month					
12							
74							
37							
4.44	for 1 cow	for 12 months					
16	Average number of cows	for state for 12 months grazing.					
2664							
444							
\$71.04	Average rental for 16 cows	for 12 months or 1 year.					

For the House:

ESP,  
SCOFIELD,  
BECK.

For the Senate:

ROSS, Chairman,  
LOTT,  
JAMES.

It was moved by Esp, duly seconded, that the conference committee report on House Bill No. 270 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Hanford, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McElwain, Norby, O'Connor, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wied-



man, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barnard, Cook, Dwyer, Freshman, Haines (Flathead), Haines (Missoula), Harpster, Loughran, McCarthy, Michels, Mountain, Nixon, Omholt, Sagunsky, Taylor. Total 15.

Excused: None.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, after having under consideration Senate amendments to House Bill No. 278, respectfully report and recommend as follows:

The House concurs in the Senate amendments on House Bill No. 278, excepting the amendment to Section 2, page 2, line 23 of the printed bill and line 19, page 3 of the original bill, in which amendment the Senate agrees that the words and figures "ten (10) mills" shall be stricken out and the words and figures "fifteen (15) mills" shall be inserted in lieu thereof; and there shall be further stricken from said Senate amendment the following words and figures "it being intended hereby that the total of all levies provided for in this section shall not, unless approved by a vote of the tax-paying electors, exceed fifteen (15) mills; and that there shall be stricken from the Senate amendments to Section 4, page 3, line 26 of the printed bill and line 5, page 6 of the original bill, the following words and figures: "it being intended hereby that the total of all levies provided for in this Section shall not, unless approved by a vote of the taxpaying electors, exceed twenty (20) mills."

And the Senate concurs in the foregoing modification of the Senate amendments.

For the House:  
WORKING,  
FOLEY,  
McELWAIN.

For the Senate:  
MOSS, Chairman,  
WINTERS,  
TIBBALS.

It was moved by Working, duly seconded, that the Conference Committee report on Senate Amendments to House Bill No. 278 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Phillips, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Dwyer, Harpster, Hauge, Loughran, Michels, Mountain, Nixon, Sagunsky, Taylor. Total 9.

Excused: None.

To the Speaker of the House  
and the President of the Senate:

We, your Joint Conference Committee, after having had under consideration Senate amendments to House Bill No. 289, respectfully report and recommend as follows:

The House concurs in the Senate amendments on House Bill No. 289, excepting as to Section 1, page 1, line 8 of the printed bill and line 25, page 1 of the original bill. The Senate amendment shall be changed to read as follows:

"and whenever the levy required to meet said approved additions to the elementary foundation program of such district shall require a tax levy exceeding fifteen (15) mills";

And the Senate concurs in said last mentioned amendment.

For the House:  
WORKING,  
FOLEY,  
McELWAIN.

For the Senate:  
MOSS, Chairman,  
WINTERS,  
TIBBALS.

It was moved by Working, duly seconded, that the Conference Committee report on Senate Amendments to House Bill No. 289 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Dwyer, Emmons, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, McBride, McCarthy, McElwain, Michels, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Babich, Crist, Dokken, Freshman, Hanford, Harpster, Hauge, Higgins, Loughran, Magnuson, Mountain, Sagunsky, Taylor. Total 13.

Excused: None.

To the President of the Senate  
and the Speaker of the House:

We, your joint conference committee appointed to consider Senate Committee of the Whole amendments to House Bill No. 175, have agreed and recommend as follows:

That Senate Committee of the Whole amendment to House Bill No. 175 be amended by striking out all of Section 11 and by inserting in lieu thereof the following:

"Section 11. Dealers and distributors licenses shall not be issued to the same place of business nor the same premises."

As so amended, your joint conference committee recommends that

the Senate Committee of the Whole amendments to House Bill No. 175 be concurred in.

For the House:  
O'CONNOR,  
EMMONS,  
ANDERSON (Cascade).

For the Senate:  
HIBBS, Chairman,  
NUTTER,  
TIBBALS.

It was moved by O'Connor, duly seconded, that the Conference Committee report on Senate Committee of the Whole amendments to House Bill No. 175 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Foley, Fulton, Gebhardt, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Norby, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sagnusky, Schiltz, Seifert, Sykes, Tripp, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 65.

Noes: Ammerman, Clark, Corcoran, Hauge, Hawks, Jensen, Omholt, Page (Missoula), Sales, Skibby, Scofield, Trout, Wiedman. Total 13.

Absent and not voting: Babich, Esp, Freshman, Goodgame, Harpster, Higgins, Loughran, MacDonald, Nixon, Smith, Taylor, Working. Total 12.

Excused: None.

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration Senate Amendment to House Bill No. 255, respectfully report as follows:

That said Committee is unable to agree and therefore asks to be discharged.

For the Senate:  
WORDEN, Chairman,  
HIBBS,  
ANDERSON.

For the House:  
WIEDMAN,  
DWYER,  
HAUGE.

Report adopted.

The Speaker named Ammerman to replace Westlake, resigned, on the Interim Committee to investigate un-American and Subversive Activities.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 173, 273, 452, 211, 132, 206, 332, 282, 314, 238, 44, 137 and 154, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 9:07 o'clock, A. M., delivered to the Governor for his approval.

PRILL, Chairman.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report

the following bills correctly enrolled: House Bills Nos. 52, 139, 151, 167, 229, 296, 299, 329, 340, 359, 447, 451, 453, 461 and 464.

Report adopted.

PRILL, Chairman.

I have examined House Bill No. 359 introduced by me and find the same to be correct.

HOLTZ.

I have examined House Bill No. 151 introduced by me and find the same to be correct.

HAINES (Flathead).

I have examined House Bill No. 453 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 299 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 52 introduced by me and find the same to be correct.

DOKKEN.

I have examined House Bill No. 296 introduced by me and find the same to be correct.

NORBY.

I have examined House Bill No. 451 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 340 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 464 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 329 introduced by me and find the same to be correct.

HAUGE.

I have examined House Bill No. 229 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 461 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 139 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 447 introduced by me and find the same to be correct.

CLARK.

I have examined House Bill No. 167 introduced by me and find the same to be correct.

OMHOLT.

The Speaker signed the following in open session: House Bills Nos. 359, 151, 453, 299, 52, 296, 451, 340, 464, 329, 229, 461, 139, 447 and 167.

## MESSAGES FROM THE SENATE

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report considering House Amendments to Senate Bill No. 120.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee reports considering Senate Amendments to House Bill No. 278 and Senate Amendments to House Bill No. 289.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report considering Senate Amendments to House Bill No. 175.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day adopted the Joint Conference Committee report considering Senate Amendments to House Bill No. 255 whereby the said Committee is unable to agree and therefore asks to be discharged.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report considering Senate Amendments to House Bill No. 270.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that



the Senate this day on roll call adopted the Joint Conference Committee report considering House Amendments to Senate Bill No. 130.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion adopted the Joint Conference Committee report considering Senate Amendments to House Bill No. 333.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President this day appointed the following Conference Committee to confer with a like committee from the House to consider Senate Amendments to Sub. House Bill No. 414:

Aronson, Chairman; Cremer; Manning.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report considering House Amendments to Sub. Senate Bill No. 125.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call voted that Substitute Senate Bill No. 58 become a law notwithstanding the veto of the Governor.

Substitute for Senate Bill No. 58 together with the Governor's veto message is herewith transmitted to the House for like consideration.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

#### MESSAGES FROM THE GOVERNOR

March 1, 1951.

Speaker of the House,  
House of Representatives,  
Capitol Building,  
Helena, Montana.

I have, this day, approved House Bills Nos. 206, 452, 332, 314, 238, 173, and 154.

JOHN W. BONNER,  
Governor.

## MOTIONS AND RESOLUTIONS

It was moved by McElwain, duly seconded that Substitute Senate Bill No. 58 become a law notwithstanding the Governor's veto.

Upon the demand of fifteen members, a call of the House was taken with the following results: All members were present except the following, who were absent: Freshman and Haines (Flathead).

It was moved by McElwain, duly seconded and carried, that the call of the House be dispensed with, progress having been shown.

Whereupon, McElwain's original motion was lost by the following vote:

Ayes: Anders, Atkinson, Babich, Blewett, Bradley, Brenner, Brownfield, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Higgins, Iten, Leuthold, Mackay, McElwain, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Missoula), Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 53.

Noes: Ammerman, Anderson (Cascade), Andersen (Richland), Aronow, Barnard, Barrett, Beck, Blikken, Clark, Cook, Emmons, Foley, Goodgame, Graybill, Harpster, Hess, Holtz, Jensen, Karlberg, Lien, Loble, Lockridge, MacDonald, Magnuson, McBride, McCarthy, Michels, Page (Granite), Parker, Rieder, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 36.

Absent and not voting: Loughran. Total 1.

Excused: None.

The following Resolution was read and adopted.

## HOUSE RESOLUTION NO. 4

Introduced by O'Connor

A Resolution providing for the appointment of an Interim Committee to investigate the affairs and activities of all bureaus, boards, commissions, elective and appointive offices of the State of Montana, and providing for the expense of such committee.

Be it resolved, by the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana:

That the Special Committee composed of fifteen (15) members appointed by the Speaker to investigate various departments of government be discharged, and that the Speaker be authorized to appoint a committee of five (5) members, and that said committee be granted authority to continue its work during the interim between the Thirty-second and Thirty-third Legislative Assemblies and make a report of its findings to the House of Representatives of the Thirty-third Legislative Assembly.

This committee shall have power to subpoena witnesses, compel their attendance, administer oaths, and examine them; examine any and all state records and documents pertinent to the subject of inquiry, and employ such person, or persons, as may be necessary to conduct such investigation.

The authority granted to said House Committee shall be effective immediately upon ratification by the House of Representatives.

The expense of any investigation of the said House Committee shall not exceed the sum of Two Thousand Five Hundred Dollars (\$2,500.00)

and shall be paid upon vouchers signed by the Chairman of the Committee, out of funds appropriated for legislative expense of the Thirty-second Legislative Assembly.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

The Speaker named the following Interim Committee as authorized by House Resolution No. 4: O'Connor, Chairman; Sales, Bradley, Trout and Nixon.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 52, 139, 151, 167, 229, 296, 299, 329, 340, 359, 447, 451, 453, 461 and 464, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:57 o'clock P. M., delivered to the Governor for his approval.

PRILL, Chairman.

#### MESSAGES FROM THE SENATE

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 222 by the Committee on Highways and Highway Transportation was this day read third time and concurred in, title and history agreed to, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and not concurred in, and the bill is herewith returned to the House:

House Bill No. 395 by Ways and Means Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate amendments:

House Bill No. 221 by Higgins.

House Bill No. 392 by Military Affairs Committee.

House Bill No. 463 by Appropriations Committee.

House Bill No. 459 by Appropriations Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

## CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Tripp of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 221 be concurred in.

That Senate Amendments to House Bill No. 392 be concurred in.

That Senate Amendments to House Bill No. 463 be concurred in.

That Senate Amendments to House Bill No. 459 be not concurred in, but that a Conference Committee be appointed from the House and a like committee be requested from the Senate.

TRIPP, Chairman.

Report adopted.

## THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 221 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sagunsky, Schiltz, Scofield, Seifert, Skibby, Smith, Sykes, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 80.

Noes: Tripp and Wilson (Judith Basin). Total 2.

Absent and not voting: Aronow, Lien, Loughran, O'Connor, Rieder, Sales, Taylor, Watkins. Total 8.

Excused: None.

Senate Amendments to House Bill No. 392 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brownfield, Clark, Cook, Crist, Dokken, Dwyer, Esp, Freshman, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hawks, Higgins, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Prill, Purdy, Reed, Rostad, Sagunsky, Scofield, Seifert, Smith, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Treasure), Wilson (Judith Basin), Mr. Speaker. Total 61.

Noes: Babich, Brenner, Corcoran, Cowley, Emmons, Foley, Hauge, Pierce, Sales, Schiltz, Sykes, Taylor, Wiedman, Working. Total 14.

Absent and not voting: Aronow, Fulton, Haines (Missoula), Hess, Holtz, Lien, Loughran, MacDonald, McCarthy, Norby, O'Connor, Phillips, Rieder, Skibby, Watkins. Total 15.

Excused: None.

Senate Amendments to House Bill No. 463 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Crist, Dokken, Dwyer, Emmons, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Pierce, Prill, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Sykes, Taylor, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 78.

Noes: Tripp. Total 1.

Absent and not voting: Cowley, Esp, O'Connor, Phillips, Purdy, Rieder, Loughran, Sagunsky, Skibby, Smith, Watkins. Total 11.

Excused: None.

The Speaker appointed the following Conference Committee to act with a like Committee from the Senate on Senate Amendments to House Bill No. 459: Working of Park, Brenner of Beaverhead and MacDonald of Garfield.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

#### MESSAGES FROM THE SENATE

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 462 by the Appropriations Committee was this day read third time and concurred in, as amended, title and history agreed to, and the bill is herewith returned to the House for concurrence in Senate amendments.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President this day appointed the following Conference Committee to confer with a like committee from the House to consider Senate Amendments to House Bill No. 459:

Larson, Chairman; Mahoney; Duncan.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that



the following House Bills were this day read third time and concurred in title and history agreed to, and the bills are herewith returned to the House:

House Bill No. 458 by Appropriations Committee.

House Bill No. 455 by Appropriations Committee.

House Bill No. 469 by Appropriations Committee.

House Bill No. 417 by Rostad.

House Bill No. 466 by Appropriations Committee.

House Bill No. 165 by Smith.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Tripp of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 462 be concurred in.

TRIPP, Chairman.

Report adopted.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

### COMMUNICATIONS AND PETITIONS

Office of the Clerk

HOUSE OF REPRESENTATIVES

Washington D. C.

February 26, 1951.

Honorable Lewis R. Knox,  
Chief Clerk,  
House of Representatives,  
Helena, Montana.

Dear Mr. Knox:

I have your letter of February 23, accompanied by House Resolution No. 1, requesting that the Bonds of all States and Political Subdivisions, and the income from said Bonds, be exempt from taxation.

This Resolution has been transmitted to the Speaker of the House of Representatives for reference to the appropriate Committee.

Very truly yours,  
RALPH R. ROBERTS,  
Clerk of the House  
of Representatives.

## MESSAGES FROM THE SENATE

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 138 by Cook et al was this day read third time and concurred in, title and history agreed to, and the bill is herewith returned to the House.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 330 by the Military Affairs Committee was this day read third time and concurred in, as amended, title and history agreed to, and the bill is herewith returned to the House for concurrence in Senate Amendments.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 468 by the Appropriations Committee was this day read third time and concurred in, title and history agreed to, and the bill is herewith returned to the House.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion recommended that further consideration of House Bill No. 230 by Foley et al be indefinitely postponed and the bill is herewith returned to the House.

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 197 by Loble et al.

House Bill No. 467 by Appropriations Committee.

House Bill No. 157 by Loble and Andersen (Richland).

House Bill No. 418 by Working and Andersen (Richland).

Respectfully,

LOU E. BRETZKE,  
Secretary of the Senate.

## MESSAGES FROM THE GOVERNOR

March 1, 1951.

Speaker of the House,  
House Chambers,  
State Capitol,  
Helena, Montana.

I am returning herewith House Bill No. 186 entitled:

"An act to authorize the Public Service Commission of Montana to regulate and supervise the issuance of securities by public utilities furnishing electric or gas service in Montana; to specify the purposes for which such securities may be issued; to provide for notice of an hearing upon applications for the issuance of such securities; to specify the grounds upon which such applications may be denied; providing for the prompt disposition of such applications; specifying what securities may be issued without order of the Commission; providing that securities issued after the effective date of this act without approval of the commission shall be void; providing that nothing in this act shall be construed to imply any guarantee or obligation on the part of the State of Montana in respect of any such securities; repealing all acts and parts of acts in conflict herewith and providing for the effective date of this act." without my approval and objections thereto.

The Montana Public Service Commission does not have the facilities or the personnel to pass upon the issuance of securities of any corporation.

The Investment Commissioner of the State of Montana is charged with the administration of the Blue Sky Law, and has regulatory powers over stock procurements and investment companies under the provisions of Sections 66-2001 to 66-2026, RCM-1947.

This Bill will result in a duplication of duties whereby two departments of Government will be charged with the supervisions of the issuance of corporate securities.

The existing Federal agencies have the trained personnel and the experience necessary for the uniform examination, investigation and regulation of public utility corporations, and the interests of the people will be better safeguarded by retention of the present system.

JOHN W. BONNER,  
Governor.

It was moved by Graybill, duly seconded, that the Governor's veto be sustained, which motion carried by the following vote:

Ayes: Ammerman, Andersen (Richland), Anderson (Cascade), Aronow, Barnard, Beck, Blikken, Clark, Cook, Corcoran, Foley, Goodgame, Graybill, Hanford, Hess, Holtz, Jensen, Karlberg, Loble, Lockridge, Magnuson, McBride, McCarthy, Michels, Nixon, Page (Granite), Parker, Tripp, Trout, Valach, Van Dyke, Westlake, Wilson (Judith Basin). Total 33.

Noes: Anders, Atkinson, Blewett, Bradley, Brownfield, Cowley, Crist, Dokken, Esp, Fulton, Gebhardt, Haines (Flathead), Haines (Missoula), Iten, Leuthold, Loughran, Mackay, McElwain, Mountain, O'Connor, Omholt, Peters, Phillips, Pierce, Prill, Purdy, Hauge, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Watkins, Wiedman, Wilson (Treasure), Working, Mr. Speaker. Total 42.

Absent and not voting: Babich, Barrett, Brenner, Dwyer, Emmons, Freshman, Harpster, Hawks, Higgins, Lien, MacDonald, Norby, Page (Missoula), Sagunsky, Sykes. Total 15.

Excused: None.

A two-thirds majority being required for a Governor's veto, the motion carried.

### THIRD READING

The following, having been read three several times, history and title agreed to, was disposed of as follows:

Senate Amendments to House Bill No. 462 were concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: Andersen (Richland), Page (Granite), Taylor. Total 3.

Absent and not voting: Barrett, Emmons, Freshman, Hauge, Hawks, Lien, MacDonald, O'Connor, Page (Missoula), Prill, Sagunsky, Smith, Sykes. Total 13.

Excused: None.

### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Anders of Broadwater in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 157 be concurred in.

That Senate Amendments to House Bill No. 197 be not concurred in, but that a Conference Committee be appointed from the House and a like committee be requested from the Senate.

That Senate Amendments to House Bill No. 418 be concurred in.

That Senate Amendments to House Bill No. 467 be concurred in.

That Senate Amendments to House Bill No. 330 be concurred in.

ANDERS, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 157 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade),

Aronow, Atkinson, Babich, Barnard, Beck, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barrett, Blewett, Emmons, Gebhardt, Hawks, Lien, Loughran, Mountain, O'Connor, Page (Missoula), Sagunsky, Sykes, Wiedman. Total 13.

Excused: None.

Senate Amendments to House Bill No. 418 were concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Hess, Higgins, Iten, Karlberg, Leuthold, Loble, Lockridge, Loughran, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Prill, Purdy, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 70.

Noes: Andersen (Richland), Haines (Missoula), Harpster, Holtz, Lien, Page (Granite), Reed, Tripp, Valach. Total 9.

Absent and not voting: Aronow, Barrett, Emmons, Hauge, Hawks, Jensen, MacDonald, Page (Missoula), Sagunsky, Sykes, Wiedman. Total 11.

Excused: None.

Senate Amendments to House Bill No. 467 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, Omholt, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Aronow, Barrett, Emmons, Hauge, Hawks, O'Connor, Page (Missoula), Sagunsky, Sykes, Taylor, Watkins. Total 11.

Excused: None.

Senate Amendments to House Bill No. 330 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade),



Aronow, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Brownfield, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hess, Higgins, Holtz, Iten, Jensen, Leuthold, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, McBride, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Page (Granite), Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rieder, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Loughran, Mr. Speaker. Total 73.

Noes: Babich, Foley, McCarthy, Omholt, Tripp. Total 5.

Absent and not voting: Atkinson, Barrett, Corcoran, Emmons, Hauge, Hawks, Karlberg, Page (Missoula), Rostad, Sagunsky, Sykes, Taylor. Total 12.

Excused: None.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 87, 163, 235, 237, 354, 419, 423, 435, 450, 456, 457 and House Joint Memorials Nos. 2, 3, 7 and Substitute House Bill No. 361.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 456 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 435 introduced by me and find the same to be correct.

BRENNER.

I have examined House Bill No. 419 introduced by me and find the same to be correct.

SAGUNSKY.

I have examined House Bill No. 354 introduced by me and find the same to be correct.

McELWAIN.

I have examined Substitute House Bill No. 361 introduced by me and find the same to be correct.

PAGE (Missoula).

I have examined House Bill No. 450 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 457 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 423 introduced by me and find the same to be correct.

MAGNUSON.

I have examined House Joint Memorial No. 3 introduced by me and find the same to be correct.

TROUT.

I have examined House Bill No. 237 introduced by me and find the same to be correct.

HOLTZ.

I have examined House Bill No. 163 introduced by me and find the same to be correct.

FOLEY.

I have examined House Bill No. 235 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 87 introduced by me and find the same to be correct.

VALACH.

I have examined House Joint Memorial No. 7 introduced by me and find the same to be correct.

PAGE (Missoula).

I have examined House Joint Memorial No. 2 introduced by me and find the same to be correct.

PAGE (Missoula).

The Speaker signed the following in open session: House Bills Nos. 456, 435, 419, 354, 450, 457, 423, 237, 163, 235, 87 and Substitute House Bill No. 361; and House Joint Memorials Nos. 3, 7 and 2.

The Speaker appointed the following Conference Committee to act with a like Committee from the Senate on Senate Amendments to House Bill No. 197: Norby of Cascade, Mackay of Carbon and Dwyer of Silver Bow.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration the Senate amendments to House Bill No. 459, respectfully report as follows:

That the House concur in all the amendments made by the Senate, and in addition thereto, that the Bill be further amended as follows:

In Section 2, Line 90, printed bill, strike out the words and figures, "Twenty-seven Thousand Dollars (\$27,000.00)", and insert in lieu thereof the words and figures, "Thirty Thousand Dollars (\$30,000.00)";

In Section 2, Line 91, printed bill, strike out the words and figures, "Three Thousand Eight Hundred Fifty Dollars (\$3,850.00)", and insert in lieu thereof the words and figures, "Four Thousand Dollars (\$4,000.00)."

In Section 2, Lines 92 and 93, strike out the words and figures, "One Thousand One Hundred Thirty-four Dollars (\$1,134.00)", and insert in lieu thereof the words and figures, "One Thousand Two Hundred Sixty Dollars (\$1,260.00)."

In Section 3, Line 89, printed bill, strike out the words and figures, "Twenty-seven Thousand Dollars (\$27,000.00)", and insert in lieu thereof the words and figures, "Thirty Thousand Dollars (\$30,000.00)";

In Section 3, Line 91, printed bill, strike out the words and figures, "Three Thousand Eight Hundred Fifty Dollars (\$3,850.00)", and insert in lieu thereof the words and figures, "Four Thousand Dollars (\$4,000.00)."

In Section 3, Lines 92 and 93, strike out the words and figures, "One Thousand One Hundred Thirty-four Dollars (\$1,134.00)", and insert in lieu

thereof the words and figures, "One Thousand Two Hundred Sixty Dollars (\$1,260.00)."

For the Senate:

LARSON, Chairman,  
MAHONEY,  
DUNCAN.

For the House:

WORKING,  
BRENNER,  
MacDONALD.

It was moved by Working, duly seconded, that the Conference Committee report on Senate Amendments to House Bill No. 459 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Aronow, Atkinson, Barnard, Barrett, Beck, Blewett, Blikken, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Magnuson, McBride, McCarthy, McElwain, Michels, Mountain, Nixon, Omholt, Parker, Peters, Phillips, Pierce, Prill, Purdy, Reed, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 73.

Noes: Jensen, Page (Granite), Rieder. Total 3.

Absent and not voting: Babich, Bradley, Brownfield, Dwyer, Emmons, Hawks, Higgins, Mackay, Norby, O'Connor, Page (Missoula), Sagunsky, Sykes, Taylor. Total 14.

Excused: None.

## COMMUNICATIONS AND PETITIONS

Congress of the United States

House of Representatives

Washington D. C.

February 26, 1951.

Mr. Lewis R. Knox,  
Chief Clerk,  
House of Representatives,  
State Capitol,  
Helena, Montana.

Dear Mr. Knox:

I am in receipt of your letter of February 23, together with resolution, concerning a hearing to be held before the Ways and Means Committee of the House on February 26 and 27 on a proposal to make all municipal bonds, or the income therefrom, subject to tax by the United States Government.

So many representatives of cities and towns have asked to be heard that the Chairman has asked Members of Congress to postpone indefinitely their requests to appear. I have, therefore, transmitted your resolution to him and enclose a copy of my letter.

With best wishes, I am

Very truly yours,  
WESLEY A. D'EWART.

## Congress of the United States

## House of Representatives

Washington D. C.

February 26, 1951.

Hon. Robert L. Doughton, Chairman,  
Committee on Ways and Means,  
House of Representatives,  
Washington, D. C.

My dear Mr. Doughton:

I am attaching resolutions of the Senate and House of the State of Montana and copies of two letters having to do with the taxation of interest on State and municipal bonds, the subject of your hearings today and tomorrow.

Each expresses opposition to the proposal to tax these securities. In the letter signed by Mayor W. Gilbert Lowe of the City of Bozeman, Montana, you will find described the reaction of a typical Montana city government. Mr. M. E. Henderson expresses similar opinions on behalf of the Montana cities and towns that are members of the Montana Municipal League, of which he is President.

I will appreciate it if you will have this letter, the Senate and House resolutions and the letters of Mayor Lowe and Mr. Henderson included in the record of your hearing as evidence of the position of the State and local governments of Montana.

Very truly yours,  
WESLEY A. D'EWART.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration Senate amendments to House Bill No. 197, respectfully report and recommend as follows:

That the Senate recede from the Senate Finance and Claims Committee amendment to Section 2, lines 23 and 24 of the original bill and insert in lieu thereof the words and figures: "fifteen thousand dollars (\$15,000.00)";

That the Senate recede from the Senate Finance and Claims Committee amendment to Section 2, lines 26 and 27 of the original bill and insert in lieu thereof the words and figures: "fifteen thousand dollars (\$15,000.00)";

That the Senate recede from the Senate Finance and Claims Committee amendment to Section 2, lines 28 through 32 on page 1, and lines 1 through 7 on page 2, and that a new amendment be inserted in lieu thereof, to read as follows:

Amend by striking out subsection (c) of Section 2, and insert a new subsection (c) as follows: "(c) It is hereby provided that the Montana State Highway Commission shall have power to accept and solicit contributions and donations from any business concern, organization, asso-

ciation, club or private individual, to be used in publicizing the resources and travel attractions of the state, for the period provided for in subsections (a) and (b)."

For the Senate:  
 COLE, Chairman,  
 EVANS,  
 KELLER.

For the House:  
 NORBY,  
 MACKAY,  
 DWYER.

It was moved by Mackay, duly seconded, that the Conference Committee report on Senate Amendments to House Bill No. 197 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Beck, Blewett, Blikken, Bradley, Brenner, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Aronow, Barrett, Brownfield, Clark, Emmons, Graybill, Hawks, Higgins, MacDonald, McBride, McCarthy, Prill, Sagunsky, Sykes, Taylor, Wiedman. Total 16.

Excused: None.

#### MESSAGES FROM THE SENATE

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the bill is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 465 by Appropriations Committee.

Respectfully,  
 LOU E. BRETZKE,  
 Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed the following Conference Committee to act with a like committee from the House to consider Senate Amendments to House Bill No. 197:

Cole, Chairman,  
 Evans,  
 Keller.

Respectfully,  
 LOU E. BRETZKE,  
 Secretary of the Senate.



March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report considering Senate Amendments to House Bill No. 459.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 1 by Scofield et al was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 454 by the Appropriations Committee was this day read third time and concurred in as amended, title and history agreed to, and the bill is returned to the House for concurrence in Senate Amendments.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

#### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Anders of Broadwater in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 465 be concurred in.

That Senate Amendments to House Bill No. 454 be concurred in.

ANDERS, Chairman.

Report adopted.

#### THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 465 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Haines (Flathead), Haines (Mis-

soula), Hanford, Harpster, Hauge, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McCarthy, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Tripp, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Aronow, Brownfield, Corcoran, Graybill, Hawks, Higgins, MacDonald, McBride, McElwain, Prill, Sagunsky, Sykes, Wiedman. Total 13.

Excused: None.

Senate Amendments to House Bill No. 454 were concurred in by the following vote:

Ayes: Ammerman, Anders, Anderson (Cascade), Aronow, Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Dwyer, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Wilson (Judith Basin), Working, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Andersen (Richland), Brownfield, Higgins, MacDonald, McBride, Prill, Sagunsky, Sykes, Wiedman. Total 9.

Excused: None.

## REPORTS OF SELECT COMMITTEES

To the President of the Senate  
and the Speaker of the House:

We, your Joint Conference Committee, appointed to consider Senate Substitute for Substitute House Bill No. 414, having duly considered such Senate Substitute bill, respectfully report as follows:

That Senate Substitute for Substitute House Bill No. 414 be amended as follows:

That Section 1, Page 2, Line 2, be amended by striking out the figures "\$17.00" and inserting in lieu thereof the figures "\$14.00"

That Section 1, Page 2, Line 3, be amended by striking out the figures "\$21.00" and inserting in lieu thereof the figures "\$16.00"

That Section 1, Page 2, Line 4, be amended by striking out the figures "\$25.00" and inserting in lieu thereof the figures "\$18.00"

That Section 1, Page 2, Line 5, be amended by striking out the figures "\$30.00" and inserting in lieu thereof the figures "\$22.00"

That Section 1, Page 2, Line 6, be amended by striking out the figures "\$50.00" and inserting in lieu thereof the figures "\$30.00"

That Section 1, Page 2, Line 7, be amended by striking out the figures "\$70.00" and inserting in lieu thereof the figures "\$40.00"

That Section 1, Page 2, Line 8, be amended by striking out the figures "\$96.00" and inserting in lieu thereof the figures "\$50.00"

That Section 1, Page 2, Line 9, be amended by striking out the figures "\$117.00" and inserting in lieu thereof the figures "\$75.00"

That Section 1, Page 2, Line 10, be amended by striking out the figures "\$138.00" and inserting in lieu thereof the figures "\$95.00"

That Section 1, Page 2, Line 11, be amended by striking out the figures "\$159.00" and inserting in lieu thereof the figures "\$115.00"

That Section 1, Page 2, Line 12, be amended by striking out the figures "\$180.00" and inserting in lieu thereof the figures "\$140.00"

That Section 1, Page 2, Line 13, be amended by striking out the figures "\$204.00" and inserting in lieu thereof the figures "\$170.00"

That Section 1, Page 2, Line 14, be amended by striking out the figures "\$231.00" and inserting in lieu thereof the figures "\$200.00"

That Section 1, Page 2, Line 15, be amended by striking out the figures "\$258.00" and inserting in lieu thereof the figures "\$230.00"

That Section 1, Page 2, Line 16, be amended by striking out the figures "\$285.00" and inserting in lieu thereof the figures "\$260.00"

That Section 1, Page 2, Line 17, be amended by striking out the figures "\$312.00" and inserting in lieu thereof the figures "\$290.00"

That Section 1, Page 2, Line 18, be amended by striking out the figures "\$342.00" and inserting in lieu thereof the figures "\$320.00"

That Section 1 be amended by striking out all of Lines 19, 20 and 21 of Page 2 and the amendment thereto.

That Section 1, Page 2, Line 29, be amended by striking out the figures "\$12.75" and inserting in lieu thereof the figures "\$10.50"

That Section 1, Page 2, Line 30, be amended by striking out the figures "\$15.75" and inserting in lieu thereof the figures "\$12.00"

That Section 1, Page 2, Line 31, be amended by striking out the figures "\$18.75" and inserting in lieu thereof the figures "\$13.50"

That Section 1, Page 2, Line 32, be amended by striking out the figures "\$22.50" and inserting in lieu thereof the figures "\$16.50"

That Section 1, Page 3, Line 1, be amended by striking out the figures "\$37.50" and inserting in lieu thereof the figures "\$22.50"

That Section 1, Page 3, Line 2, be amended by striking out the figures "\$52.50" and inserting in lieu thereof the figures "\$30.00"

That Section 1, Page 3, Line 3, be amended by striking out the figures "\$72.00" and inserting in lieu thereof the figures "\$37.50"

That Section 1, Page 3, Line 4, be amended by striking out the figures "\$87.75" and inserting in lieu thereof the figures "\$56.25"

That Section 1, Page 3, Line 5, be amended by striking out the figures "\$103.50" and inserting in lieu thereof the figures "\$71.25"

That Section 1, Page 3, Line 6, be amended by striking out the figures "\$119.25" and inserting in lieu thereof the figures "\$86.25"

That Section 1, Page 3, Line 7, be amended by striking out the figures "\$135.00" and inserting in lieu thereof the figures "\$105.00"

That Section 1, Page 3, Line 8, be amended by striking out the figures "\$153.00" and inserting in lieu thereof the figures "\$127.50"

That Section 1, Page 3, Line 9, be amended by striking out the figures "\$173.00" and inserting in lieu thereof the figures "\$150.00"

That Section 1, Page 3, Line 10, be amended by striking out the figures "\$193.50" and inserting in lieu thereof the figures "\$172.50"

That Section 1, Page 3, Line 11, be amended by striking out the figures "\$213.75" and inserting in lieu thereof the figures "\$195.00"

That Section 1, Page 3, Line 12, be amended by striking out the figures "\$235.00" and inserting in lieu thereof the figures "\$217.50"

That Section 1, Page 3, Line 13, be amended by striking out the figures "\$256.50" and inserting in lieu thereof the figures "\$240.00"

That Section 1, Page 3, Line 30 be amended by adding the following sentence: "The terms 'Trailers and semi-trailers' as used herein shall not include farm wagons".

That Section 1, Page 4, Line 2, be amended by striking out the words and figures "fifty percent (50%)" and inserting in lieu thereof the words and figures "sixty percent (60%)", Section 1, Page 4, Line 4, by striking out the words and figures "fifty percent (50%)" and inserting in lieu thereof the words and figures "sixty percent (60%)"; Section 1, Page 4, Line 7 by striking out the words and figures "fifty percent (50%)" and inserting in lieu thereof the words and figures "sixty percent (60%)"

That Section 1, Page 4, Line 11 be amended by striking out the words and figures "Six dollars (\$6.00)" and inserting in lieu thereof the words and figures "Seven dollars (\$7.00)"

That Section 3, Page 4, Line 32, be amended by inserting the word "sales" between the word "vehicle" and the word "tax".

That Section 3, be amended by striking sub-division (b) in its entirety.

Amend Section 15, Page 7, Line 31, by striking out the word "or" after the word "parking" and inserting in lieu thereof a comma and by inserting after the word "curb" the words "or ad valorem property".

That Senate Substitute for Substitute House Bill No. 414 be concurred in as so amended.

For the Senate:  
ARONSON, Chairman,  
CREMER,  
MANNING.

For the House:  
SAGUNSKY,  
BARRETT,  
HAWKS.

It was moved by Sagunsky, duly seconded, that the Conference Committee report on Senate Substitute for Substitute House Bill No. 414 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Babich, Barnard, Barrett, Beck, Blewett, Blikken, Bradley, Brenner, Clark, Cook, Cowley, Crist, Dokken, Emmons, Esp, Foley, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Hanford, Harpster, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Lien, Loble, Lockridge, Loughran, MacDonald, Mackay, Magnuson, McCarthy, McElwain, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Parker, Peters, Phillips, Pierce, Purdy, Reed, Rieder, Rostad, Sagunsky, Sales, Schiltz, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wilson (Treasure), Working, Mr. Speaker, Wilson (Judith Basin). Total 80.

Noes: None.

Absent and not voting: Aronow, Brownfield, Corcoran, Dwyer, Haines (Missoula), Higgins, McBride, Prill, Sykes, Wiedman. Total 10.

Excused: None.



## MOTIONS AND RESOLUTIONS

The following Resolution was read.

To the Honorable President of the Senate and to the Honorable Speaker of the House of Representatives, supplementing our Joint Conference Committee report on Senate Substitute for House Substitute Bill No. 414:

We, your joint conference committee, herewith respectfully submits a Resolution which we would recommend be adopted, under a suspension of rules by the Senate and by the House of Representatives, by the State Senate and by the House of Representatives respectfully based upon conclusions formed after a study of the Montana highway financial requirements. We agree that it is necessary to urge the Federal Government to increase its percentage contributed to the construction and re-construction of the Federal aid highway system in Montana.

For the Senate:  
ARONSON, Chairman,  
CREMER,  
MANNING.

For the House:  
SAGUNSKY,  
HAWKS,  
BARRETT.

## HOUSE RESOLUTION NO. 5

Introduced by Sagunsky, Hawks and Barrett

To the Honorable Harry S. Truman, President of the United States, the Honorable Oscar L. Chapman, Secretary of the Interior, the Honorable Thomas MacDonald, Chief of the Public Roads Administration, the Honorable James E. Murray, and the Honorable Zales N. Ecton, United States Senators from Montana, and the Honorable Mike Mansfield and the Honorable Wesley A. D'Ewart, Representatives from Montana.

WHEREAS, Montana, the third largest state in the union with an area of 146,131 square miles, approximately 556 miles in length with a width about one half as much, and a population of approximately 590,000 inhabitants, now has 5759 miles in its primary Federal aid highway system and 6822 miles in its secondary Federal aid system; that the Federal Government now contributes to the cost of construction and reconstruction of the primary highway system a sum equivalent to fifty-seven percent thereof and contributes to the costs of the construction and reconstruction of its secondary system a sum equivalent to thirty-nine percent thereof and the balance of the said costs of construction and reconstruction must be contributed by the State of Montana and in addition thereto Montana is required to pay the entire costs of maintenance of said highway system; that excise taxes collected by the Federal Government in Montana on Motor vehicles exceeds the total amount contributed by the Federal Government to Montana's Federal aid highway program; that to provide the necessary funds with which to match Federal aid, Montana imposes a motor fuel tax of six cents per gallon, together with certain other Montana vehicle taxes and the people of Montana are not now able to pay any further or additional taxes in any form in the matching of Federal aid funds or in the payment of costs of maintenance of its highway system; that in order to provide adequate financial aid in the construction and reconstruction of its said highway system, it is necessary that the Federal government increase the percentage it contributes to Montana for that purpose and unless such increased percentage is allowed, Montana will not be able to keep and maintain its said highway system at a minimum standard consistent with national and economic needs in repair and usable condition, and,

WHEREAS, the financial participation by the Federal government



in the said primary and secondary Federal aid highway program in the State of Montana by reason of its size and number of miles has never been and is not now consistent with the basic requirements hereinbefore set forth and that the Federal government has not sufficiently recognized the inability of the people of Montana to participate and to raise the necessary money now required by the Federal Government with which to match said Federal aid:

NOW THEREFORE, BE IT RESOLVED, that the House of Representatives of the Thirty-second Montana Legislative Assembly, does hereby urge upon the Federal Government the necessary and critical need for increasing the percentage of participation by it in the primary and secondary Federal aid highway system in the State of Montana in order that the said highway system may be constructed, reconstructed, and maintained in order to meet the requirements and the necessity of national security and defense, the development of resources on which the national security and defense depends and to construct and maintain a Federal aid highway system in the State of Montana as required by Federal law and rules and regulations of the Bureau of Public Roads, and,

BE IT FURTHER RESOLVED that a copy of this Resolution of the House of Representatives of the Thirty-second Montana Legislative Assembly duly certified to by its Speaker and attested by its Chief Clerk, shall be transmitted to the Honorable Harry S. Truman, President of the United States, the Honorable Oscar L. Chapman, Secretary of the Interior, the Honorable Thomas MacDonald, Chief of the Public Roads Administration, the Honorable James E. Murray, and the Honorable Zales N. Ecton, United States Senators from Montana, and the Honorable Mike Mansfield and the Honorable Wesley A. D'Ewart, Representatives from Montana.

It was moved by Sagunsky, duly seconded and carried, that the foregoing Resolution be adopted.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

The Speaker signed the following bills in open session: Senate Bill No. 120, Substitute Senate Bill No. 125 and Senate Bill No. 130.

#### MESSAGES FROM THE GOVERNOR

March 1, 1951.

Mr. Lewis R. Knox,  
Chief Clerk,  
House of Representatives,  
State Capitol Bldg.,  
Helena, Montana.

Dear Mr. Knox:

Receipt is hereby acknowledged of a duplicate original of House Joint Memorial No. 4, requesting that a top priority, second only to military needs of the United States for equipment, supplies, school busses and building materials be given to schools.

Sincerely yours,  
JOHN W. BONNER,  
Governor.

March 1, 1951.

Speaker of the House of Representatives,  
House Chambers,  
Capitol Building,  
Helena, Montana.

I have, this date, approved Substitute House Bill No. 361.

JOHN W. BONNER,  
Governor.

#### MESSAGES FROM THE SENATE

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the bill is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 460 by Appropriations Committee.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole recommended that House Bill No. 389 by Education Committee be not concurred in, report adopted, and the bill is herewith returned to the House.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report considering Senate Amendments to Senate Substitute for Substitute House Bill No. 414.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

March 1, 1951.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call adopted the Joint Conference Committee report considering Senate Amendments to House Bill No. 197.

Respectfully,  
LOU E. BRETZKE,  
Secretary of the Senate.

#### CONSIDERATION OF GENERAL ORDERS

It was moved by McElwain, duly seconded and carried, that the House

resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Anders of Broadwater in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That Senate Amendments to House Bill No. 460 be concurred in.

ANDERS, Chairman.

Report adopted.

### THIRD READING

The following, having been read three several times, history and title agreed to, was disposed of as follows:

Senate Amendments to House Bill No. 460 were concurred in by the following vote:

Ayes: Ammerman, Anders, Andersen (Richland), Anderson (Cascade), Atkinson, Barnard, Barrett, Beck, Blewett, Brenner, Brownfield, Clark, Cook, Corcoran, Cowley, Crist, Dokken, Emmons, Esp, Freshman, Fulton, Gebhardt, Goodgame, Graybill, Haines (Flathead), Haines (Missoula), Hanford, Hauge, Hawks, Hess, Holtz, Iten, Jensen, Karlberg, Leuthold, Loughran, Lien, Loble, Lockridge, MacDonald, Mackay, Magnuson, Michels, Mountain, Nixon, Norby, O'Connor, Omholt, Page (Granite), Page (Missoula), Peters, Phillips, Prill, Purdy, Reed, Sagunsky, Sales, Scofield, Seifert, Skibby, Smith, Taylor, Tripp, Trout, Valach, Van Dyke, Watkins, Westlake, Wiedman, Wilson (Judith Basin), Working, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Aronow, Babich, Blikken, Bradley, Dwyer, Foley, Harpster, Higgins, McBride, McCarthy, McElwain, Parker, Pierce, Rieder, Rostad, Schiltz, Sykes, Wilson (Treasure). Total 18.

Excused: None.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 87, 163, 235, 237, 354, 419, 423, 435, 450, 456, 457, and Substitute House Bill No. 361 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 12:20 o'clock P. M. delivered to the Governor for his approval.

BROWNFIELD, Vice-Chairman.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Joint Memorials Nos. 2, 3 and 7 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 12:20 o'clock P. M. delivered to the Governor for his approval.

BROWNFIELD, Vice-Chairman.

The Speaker appointed the following Committee as instructed in Substitute House Bill No. 361: Mackay, Chairman, Page (Missoula), MacDonald and Magnuson.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the

following bills correctly enrolled: House Bills Nos. 4, 138, 157, 165, 222, 228, 278, 289, 333, 392, 417, 425, 455, 458, 466, 467, 468, 469.

PRILL, Chairman.

Report adopted.

I have examined House Bill No. 157 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 4 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 333 introduced by me and find the same to be correct.

SCOFIELD.

I have examined House Bill No. 458 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 467 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 468 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 469 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 455 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 466 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 417 introduced by me and find the same to be correct.

ROSTAD.

I have examined House Bill No. 165 introduced by me and find the same to be correct.

SMITH.

I have examined House Bill No. 222 introduced by me and find the same to be correct.

PIERCE.

I have examined House Bill No. 278 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 392 introduced by me and find the same to be correct.

HAUGE.

I have examined House Bill No. 289 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 138 introduced by me and find the same to be correct.

COOK.

I have examined House Bill No. 228 introduced by me and find the same to be correct.

McBRIDE.

I have examined House Bill No. 425 introduced by me and find the same to be correct.

NORBY.

The Speaker signed the following in open session: House Bills Nos. 157, 4, 333, 458, 467, 468, 469, 455, 466, 417, 165, 222, 278, 392, 289, 138, 228, 425.

It was moved by McElwain, duly seconded and carried, that the House recess subject to the call of the Chair.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 157, 4, 333, 458, 467, 468, 469, 455, 466, 417, 165, 392, 222, 278, 289, 138, 228, and 425 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:06 o'clock A. M. delivered to the Governor for his approval.

BROWNFIELD, Vice-Chairman.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 175, 197, 270, 330, 459, 460, 462, 465, and Senate Substitute for Substitute House Bill No. 414.

PRILL, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Joint Memorial No. 1, House Bills Nos. 221, 418, 454 and 463.

BROWNFIELD, Vice-Chairman.

Report adopted.

I have examined House Bill No. 462 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 270 introduced by me and find the same to be correct.

SCOFIELD.

I have examined House Bill No. 197 introduced by me and find the same to be correct.

LOBLE.

I have examined House Bill No. 175 introduced by me and find the same to be correct.

O'CONNOR.

I have examined Senate Substitute for Substitute House Bill No. 414 introduced by me and find the same to be correct.

SAGUNSKY.

I have examined House Bill No. 330 introduced by me and find the same to be correct.

HAUGE.



I have examined House Bill No. 463 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 454 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 418 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 221 introduced by me and find the same to be correct.

HIGGINS.

I have examined House Bill No. 460 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 459 introduced by me and find the same to be correct.

WORKING.

I have examined House Bill No. 465 introduced by me and find the same to be correct.

WORKING.

I have examined House Joint Memorial No. 1 introduced by me and find the same to be correct.

SCOFIELD.

The Speaker signed the following in open session: House Bills Nos. 462, 270, 197, 175, Senate Substitute for Substitute House Bill No. 414, House Bills Nos. 330, 463, 454, 418, 221, 460, 459, 465, House Joint Memorial No. 1.

It was moved by McElwain, duly seconded and carried, that a committee of five members of the House be appointed by the Speaker to notify his Excellency, the Governor, that the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, having completed its work, is about to adjourn sine die.

It was moved by McElwain, duly seconded and carried, that a committee of five members of the House be appointed by the Speaker to notify the Honorable Senate that the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana, having completed its work, is about to adjourn sine die.

The Speaker appointed Esp, Taylor, Wiedman, Beck and Foley as the committee to notify his Excellency, the Governor.

The Speaker appointed O'Connor, Scofield, Page (Missoula), Graybill and Loble as the committee to notify the Honorable Senate.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 418, 221, 460, 459, 465, 462, 270, 197, 175, 330, 463, 454, House Joint Memorial No. 1 and Senate Substitute for Substitute House Bill No. 414 do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:14 o'clock P. M. delivered to the Governor for his approval.

BROWNFIELD, Vice-Chairman.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the Sixtieth Legislative Day, find the same to be correct.

SMITH, Chairman.

Report adopted.

At 11:58 P. M., it was moved by McElwain, duly seconded and carried, that the House of Representatives of the Thirty-second Legislative Assembly of the State of Montana do now stand adjourned sine die.

ORY J. ARMSTRONG,  
Speaker.

LEWIS R. KNOX, Chief Clerk.

THE UNIVERSITY OF CHICAGO  
LIBRARY  
540 EAST 57TH STREET  
CHICAGO, ILL. 60637























